

**OFFICIAL JOURNAL  
OF THE  
SENATE  
OF THE  
STATE OF LOUISIANA**

---

**THIRTY-FIFTH DAY'S PROCEEDINGS**

**Twenty-Ninth Regular Session of the Legislature  
Under the Adoption of the  
Constitution of 1974**

Senate Chamber  
State Capitol  
Baton Rouge, Louisiana

Wednesday, June 4, 2003

The Senate was called to order at 4:00 o'clock P.M., by Hon. John Hainkel, President of the Senate.

**ROLL CALL**

The roll being called, the following members answered to their names:

**PRESENT**

Mr. President	Fontenot	Malone
Adley	Gautreaux	Marionneaux
Bajoie	Heitmeier	McPherson
Barham	Hines	Michot
Boissiere	Holden	Mount
Cain	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Tarver
Dean	Jones, B	Theunissen
Dupre	Jones, CD	Thomas
Ellington	Lambert	Ullo
Fields	Lentini	
Total—38		

**ABSENT**

Bean  
Total—1

The President of the Senate announced there were 38 Senators present and a quorum.

**Prayer**

The prayer was offered by Mr. Lawrence Wallace, following which the Senate joined in pledging allegiance to the flag of the United States of America.

**Reading of the Journal**

On motion of Senator Lambert, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

**Morning Hour**

**Messages from the Governor**

The following messages from the Governor were received and read as follows:

**STATE OF LOUISIANA**  
Office of the Governor

June 2, 2003

To the Honorable President and Members of the Senate:

Please be advised that the following individuals have been commissioned as Notaries Public for the parishes indicated through May 31, 2003. In compliance with Article IV, Section 5(H)(3) of the Louisiana Constitution of 1974, I hereby present them for review.

Sincerely,  
M. J. "MIKE" FOSTER, JR.

**Acadia**  
Trina Roteff  
16 Bayou Oaks  
Crowley, La 70526

**Bossier**  
Richard A. Berry  
315 Clyde Fant  
Shreveport, La 71101

**Caddo**  
Allison L. Duncan  
401 Edwards, 10th FL. LA Tower  
Shreveport, La 71101

**East Baton Rouge**  
Elizabeth P. Riffle  
10520 Classique Dr.  
Baton Rouge, La 70815

**Grant**  
Verena Accettella  
820 Main St.  
Pineville, La 71360

**Jefferson**  
Carey Buckland Daste  
4229 South Drive  
Jefferson, La 70121

Cindy Gately Hall  
352 Homestead Ave.  
Metairie, La 70005

Wayne A. Maiorana, Jr.  
212 Veterans Blvd.  
Metairie, La 70005

Glenn D. Price, Jr.  
401 Whitney Ave., Ste. 500  
Gretna, La 70056

**Lafayette**  
Amanda S. Bouchereau  
1219B B.B. Sr. High Rd.  
Breaux Bridge, La 70517

Bart Jude Hebert  
625 E. Kaliste Saloom Rd., Ste. 301  
Lafayette, La 70508

**Livingston**  
Tami T. Byrd  
25911 Jefferson Ave.  
Denham Springs, La 70726

**Orleans**  
Jaye A. Calhoun  
643 Magazine St.  
New Orleans, La 70130

William Eugene Cody  
601 Poydras St., 21st. FL.  
New Orleans, La 70130

Donna B. Brammer  
2948 E. Texas  
Bossier City, La 71111

**Calcasieu**  
Carly A. Leonards  
535 Kirby St.  
Lake Charles, La 70601

**Evangeline**  
Jacqueline Freeman  
1006 Lutz Hill Lane  
Ville Platte, La 70586

Harold L. Ehrenberg  
2113 Veterans Blvd.  
Metairie, La 70002

Rodney Bancroft Hastings  
5 Fairfield Ct.  
Metairie, La 70001

Tara L. Nunez  
3421 N. Causeway Blvd. 9th FL.  
Metairie, La 70005

Rhonda W. Colson  
306 Silver St.  
New Iberia, La 70560

**Natchitoches**  
Samuel H. Scruggs  
329 Gene Ln.  
Natchitoches, La 71457

Joel Edwin Cape  
100 Poydras, Ste. 3600  
New Orleans, La 70163

Robert E. Guidry  
701 Poydras St., Ste. 400  
New Orleans, La 70139

Wayne K. Mcneil  
1100 Poydras St.  
New Orleans, La 70163

**Plaquemines**

Amos J. Cormier, III  
106 Highland Ave.  
Belle Chasse, La 70037

**Rapides**

Martha Craig  
3916 Parliament Dr.  
Alexandria, La 71303

**Red River**

Joanie Sullivan  
P.O. Box 356  
Coushatta, La 71019

**St Landry**

Susan Horaist Devillier  
P.O. Box 177  
Opelousas, La 70571

**St Martin**

Lauri R. Nowell  
1058 Bock Huval Rd.  
Breaux Bridge, La 70517

**St Tammany**

F. Dominic Amato  
5100 Village Walk, Ste. 300  
Covington, La 70433

**Vermilion**

Shannon B. Meaux  
7320 Plum Rd.  
Erath, La 70533

Peggy Trahan Vidrine  
14024 Campisi Dr.  
Abbeville, La 70510

**Vernon**

Linda Gammon  
P.O. Box 2088  
Leesville, La 71496-1111

Coleman D. Ridley, Jr.  
201 St. Charles Ave., FL. 49  
New Orleans, La 70170

Marsha C. Layssard  
P.O. Box 71  
Libuse, La 71348

Karen W. Trinity  
334 Leblanc St.  
Opelousas, La 70570

Mark D. Higdon  
70439 Courtano Dr.  
Covington, La 70433

Roslyn Savoie  
3321 Quail Dr.  
Erath, La 70533

**Webster**

Mona B. Dubroc  
P.O. Box 1041  
Springhill, La 71075

**Messages from the House**

The following Messages from the House were received and read as follows:

**Message from the House****CONCURRING IN  
SENATE CONCURRENT RESOLUTIONS**

June 4, 2003

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

**SENATE CONCURRENT RESOLUTION NO. 106—**

BY SENATOR MOUNT

**A CONCURRENT RESOLUTION**

To urge and request city, parish, and other local public school boards and superintendents to consider the issues involved and establish policies which address the inappropriateness of permitting school related activities planned and conducted for the participation of students in facilities which exist primarily to support the conduct of gaming.

Reported without amendments.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

**Privilege Report of the  
Legislative Bureau**

June 4, 2003

To the President and Members of the Senate:

I am directed by your Legislative Bureau to submit the following report:

The following bills are approved as to construction and duplication.

**HOUSE BILL NO. 70—**

BY REPRESENTATIVE PITRE AND SENATOR DUPRE

**AN ACT**

To enact R.S. 49:170.8, relative to state symbols; to designate the loss of coastal wetlands to be our "state crisis"; to authorize the use of the "America's WETLAND" logo on official state documents; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 139—**

BY REPRESENTATIVE FLAVIN

**AN ACT**

To amend and reenact Code of Civil Procedure Article 4843(E)(2) and (H), relative to the civil jurisdiction of the City Court of Lake Charles; to increase the jurisdictional amount of the court; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 543—**

BY REPRESENTATIVE DANIEL

**AN ACT**

To amend and reenact R.S. 31:149 and to repeal R.S. 31:149.1 through 149.3, relative to prescription of mineral rights; to provide relative to prescription of nonuse when property is acquired by certain governmental agencies or other specified entities; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 693—**

BY REPRESENTATIVES FARRAR AND CURTIS

**AN ACT**

To amend and reenact Code of Civil Procedure Article 4843(I), relative to the civil jurisdiction of the City Court of Alexandria; to increase the jurisdictional amount of the court; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 877—**

BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 16:15(C) and (F), relative to fees a district attorney may charge for collection on worthless or forged checks, drafts, or orders; to increase the fees based on the amount of the worthless or forged check, draft, or order; to increase the fee the district attorney is required to charge on behalf of the person or entity that honored the worthless or forged check, draft, or order; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 886—**

BY REPRESENTATIVE DAMICO

AN ACT

To enact R.S. 30:2066, relative to fees paid to the Department of Environmental Quality; to authorize fees paid by major sources of air contaminants in severe and extreme ozone nonattainment zones; to provide for the annual adjustment of such fees; to provide for definitions; to provide for exceptions; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 965—**

BY REPRESENTATIVE JOHN SMITH

AN ACT

To amend and reenact R.S. 47:1922(E), relative to the Insurance Committee of the Assessors' Insurance Fund; to change the membership of the committee; to provide an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1089—**

BY REPRESENTATIVE MCVEA

AN ACT

To amend and reenact R.S. 13:966.1(B), relative to court reporters for the Twentieth Judicial District Court, comprised of the parishes of East and West Feliciana; to provide for the annual salary of court reporters; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1091—**

BY REPRESENTATIVE FAUCHEUX

AN ACT

To amend and reenact R.S. 13:982(G)(1)(a) and (I)(2)(b), to enact R.S. 13:501(B)(3)(d) and (e), and to repeal R.S. 13:982(E), relative to judges in the Fortieth Judicial District; to set the per page court reporter fees for transcribed and copied testimony in civil and criminal matters; to authorize the judges to provide for additional matters to be held on the east bank of the Mississippi River with the consent of all of the judges after a certain date; to authorize a defendant to waive the requirement that certain criminal matters be held on the west bank of the river; to repeal certain duties of the court reporters; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1118—**

BY REPRESENTATIVES TOOMY AND BRUCE

AN ACT

To enact R.S. 15:85.1, relative to original bonds; to provide for a fee to be assessed in connection with certain criminal bonds posted; to provide for the collection of the fees; to provide for the distribution of the fee proceeds; to provide for the creation of a crime lab committee in each parish and to provide for its membership and duties; to provide for criteria in determining which persons may petition the court for a waiver of the fees; to provide for refunds of the fees; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1315—**

BY REPRESENTATIVE TRICHE

AN ACT

To amend and reenact R.S. 32:432(A) and to enact R.S. 32:414(P) and 432(C) and R.S. 47:296.2, relative to individual income tax; to suspend drivers' licenses for failure to pay individual income tax; to deny the renewal of drivers' licenses for failure to pay individual income tax; to provide for promulgation of rules; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1333—**

BY REPRESENTATIVE DANIEL

AN ACT

To enact R.S. 35:409, relative to ex officio notaries; to provide for the appointment of ex officio notaries for university police departments; to provide for the exercise of authority; to provide for compensation; to provide for the authority of the chief of police of the university to suspend or terminate the appointment; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1373—**

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact Civil Code Article 493, relative to ownership of improvements permanently attached to the ground; provides for ownership when the owner of the improvements no longer has the right to keep them on the land; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1374—**

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 9:2791(A), relative to property not used for commercial recreational activities; provides relative to responsibility by the owner; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1377—**

BY REPRESENTATIVES DEWITT AND JOHNS

AN ACT

To amend and reenact R.S. 40:1299.41(J), relative to the Medical Malpractice Act; to provide for legal counsel for the Patient's Compensation Fund; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1543—**

BY REPRESENTATIVE BOWLER

AN ACT

To enact R.S. 9:2729, relative to immovable property; to provide for presumptions regarding the acquisition of an undivided interest; to provide presumptions regarding co-ownership; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1544—**

BY REPRESENTATIVE BOWLER

AN ACT

To amend and reenact R.S. 9:2971, relative to the transfer of lands; to provide for a presumption regarding the transfer of land fronting or bounded by certain things; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1582—**

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 47:1992(C), relative to the assessment of property for ad valorem tax purposes; to provide that complaints filed with local boards of review by certified mail shall be received at the board office no later than seven days prior to the public hearing; to provide that complaints may be filed by facsimile transmission to the board office and shall be received at the board office no later than seven days prior to the public hearing; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1592—**

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 9:2800, relative to ownership of improvements on state land; provides for ownership when the owner of the improvements no longer has the right to keep them on state land; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1614—**

BY REPRESENTATIVES TUCKER AND ARNOLD

AN ACT

To amend and reenact R.S. 14:71.2, R.S. 16:15.1, and R.S. 47:820.5.1 and 820.5.2 and to enact R.S. 47:820.5.3, relative to toll collections on the Crescent City Connection and the Greater New Orleans Expressway; to provide for police powers of the Crescent City Connection Division and of the Greater New Orleans Expressway Commission; to facilitate collection of tolls by video or photo-monitoring systems; to provide penalties; to provide for the crime of failure to pay bridge or causeway tolls; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1634—**

BY REPRESENTATIVE CAPELLA

AN ACT

To amend and reenact Code of Civil Procedure Article 4134(A) and (C), relative to natural tutors; to provide that a certificate filed for recordation shall include the total value of the minor's property; to provide for exceptions when the minor has no assets or only has a contested claim; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1637—**

BY REPRESENTATIVE CAPELLA

AN ACT

To amend and reenact R.S. 9:4808(C), 4820(A)(2), and 4822(F) and to enact R.S. 9:4811(E), relative to contractors; to provide for the demolition of existing structures; to provide for the release of a notice of contract; to provide for the effective date of privileges; to provide the termination of privileges; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1640—**

BY REPRESENTATIVES TOOMY AND FAUCHEUX

AN ACT

To amend and reenact R.S. 32:57.1(B) and to enact R.S. 32:57.2, relative to suspended driver's license; to provide for the reinstatement penalty of an operator's license when an arrested person fails to honor a written promise to appear in court; to

provide for an additional fee to be paid to the office of the prosecuting authority for certain expenses relative to the suspended driver's license; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1667—**

BY REPRESENTATIVE CAPELLA

AN ACT

To amend and reenact R.S. 9:2092(B)(1)(introductory paragraph) and (c), relative to recordation of trust instruments; to provide for the execution of an extract of the trust instrument; to provide for the inclusion of certain information in the extract; and to provide for related matters.

Reported without amendments.

Respectfully submitted,  
LOUIS LAMBERT  
Chairman

**Adoption of Legislative Bureau Report**

On motion of Senator Lambert, the Bills and Joint Resolutions were read by title and passed to a third reading.

**Senate Concurrent Resolutions  
on Second Reading**

The following Senate Concurrent Resolutions were read and acted upon as follows:

**SENATE RESOLUTION NO. 62—**

BY SENATORS FIELDS, ADLEY, BAJOE, BARHAM, BEAN, BOISSIERE, CAIN, CHAISSON, CRAVINS, DARDENNE, DEAN, DUPRE, ELLINGTON, FONTENOT, GAUTREAUX, HAINKEL, HEITMEIER, HINES, HOLDEN, HOLLIS, HOYT, IRONS, JOHNSON, B. JONES, C. JONES, LAMBERT, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, ROMERO, SCHEDLER, SMITH, TARVER, THEUNISSEN, THOMAS AND ULLO

A RESOLUTION

To congratulate Coach Paul Silas for his contributions to the New Orleans Hornets, express sincere appreciation for coaching the Senate basketball team, and extend best wishes for continued success with the Cleveland Cavaliers.

On motion of Senator Fields, the resolution was read by title and adopted.

**SENATE RESOLUTION NO. 63—**

BY SENATOR HINES

A RESOLUTION

To posthumously commend firefighter, Faron Haas O'Quin who was killed in the line of duty protecting the citizens of Louisiana putting the safety of others before his own and to offer sincere condolences to the family of this hero.

On motion of Senator Hines, the resolution was read by title and adopted.

**SENATE CONCURRENT RESOLUTION NO. 123—**

BY SENATOR HOYT

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to provide for the adequate and immediate protection, stabilization, and maintenance of the Gulf Intracoastal Waterway canal banks in southwest Louisiana.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Natural Resources.

**Messages from the House**

The following Messages from the House were received and read as follows:

**Message from the House**

**ASKING CONCURRENCE IN  
HOUSE BILLS AND JOINT RESOLUTIONS**

June 4, 2003

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

**HOUSE BILL NO. 453—**

BY REPRESENTATIVE HAMMETT  
AN ACT

To enact R.S. 9:5607, relative to civil liability for damages; to provide for peremption of actions for damages against a professional engineer, surveyor, and architect; to provide for a prescriptive period for such actions; to provide for applicability; and to provide for related matters.

**HOUSE BILL NO. 737—**

BY REPRESENTATIVE BALDONE  
AN ACT

To amend and reenact R.S. 35:1.1(A), 191(C)(3), and 391(6), relative to notaries; to provide for an increase in the amount of the required bond for non-attorney and ex officio notaries; and to provide for related matters.

**HOUSE BILL NO. 1297—**

BY REPRESENTATIVE TRICHE  
AN ACT

To amend and reenact R.S. 47:1577, relative to state tax obligations constituting a lien, privilege, and mortgage; to provide that state tax lien, privilege, and mortgage arise at the time the tax is assessed; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 1838—**

BY REPRESENTATIVE PINAC  
AN ACT

To amend and reenact R.S. 9:1131.2(20) and (22), 1131.4(A), (B), (C)(2), (5), and (6), and (D), 1131.8, 1131.9(B) and (C), 1131.10.1, 1131.12(B), (C)(3), (D)(introductory paragraph), (E)(6), (F), and (G)(2) and (3), 1131.13(A) (B), and (E), 1131.20(B), (C), (D), (J), and (K), 1131.21(B) and (C), 1131.23(A)(introductory paragraph) and (G), 1131.28(A) and R.S. 37:1437.1(B)(1)(a) and (C), to enact R.S. 9:1131.3(E) through (H), 1131.4(F), 1131.9.1, 1131.9.2, 1131.12(D)(3) through (7), 1131.16.1 and R.S. 37:1437.1(G), and to repeal R.S. 9:1131.4(C)(7) through (13), 1131.10, 1131.12(E)(14) and (18), 1131.12(G)(4) through (8), 1131.13(F), 1131.14, 1131.15, 1131.16, 1131.20(E) through (I), 1131.21(D), and 1131.28(B) and (C), relative to the Louisiana Timesharing Act; to provide for various revisions to the Act; to repeal certain provisions of the Act; and to provide for related matters.

**HOUSE BILL NO. 1941—**

BY REPRESENTATIVES CRANE AND SCALISE  
AN ACT

To amend and reenact R.S. 17:3023(A)(9) and (10) and to enact R.S. 17:3128.2, relative to the control and administration of postsecondary education student financial assistance; to provide relative to the powers, duties, functions, responsibilities, programs, and operations of the Louisiana Student Financial Assistance Commission; to provide limitations; to grant to the

Board of Regents certain powers, duties, functions, and responsibilities relative to student financial assistance; to provide an effective date; and to provide for related matters.

**HOUSE BILL NO. 2016 (Substitute for House Bill No. 1060 by Representative Beard)—**

BY REPRESENTATIVE BEARD  
AN ACT

To enact Chapter 17 of Subtitle II of Title 30 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 30:2391 through 2398, relative to reclaimed water; to establish a reclaimed water program; to provide for definitions; to prohibit the use of potable water for certain purposes if reclaimed water is available; to provide for the use of revenue collected from the sale of reclaimed water; to create a drought-proof supply of water for industry; and to provide for related matters.

**HOUSE BILL NO. 2022 (Substitute for House Bill No. 1932 by Representative Daniel)—**

BY REPRESENTATIVE DANIEL  
AN ACT

To enact R.S. 30:2015.1, relative to the remediation of usable ground water; to provide for purpose; to provide for notice of actions to recover damages for usable ground water contamination; to provide for certain state departments intervening or being made parties to such actions; to provide for remediation plans and response by certain state agencies; to provide for damages to be placed into the registry of the court; to provide for certain court costs; to provide for expenditure of funds from such registry; to provide for posting of bonds; and to provide for related matters.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

**House Bills and Joint Resolutions**

Senator Ellington asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

**HOUSE BILL NO. 453—**

BY REPRESENTATIVE HAMMETT  
AN ACT

To enact R.S. 9:5607, relative to civil liability for damages; to provide for peremption of actions for damages against a professional engineer, surveyor, and architect; to provide for a prescriptive period for such actions; to provide for applicability; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary A.

**HOUSE BILL NO. 737—**

BY REPRESENTATIVE BALDONE  
AN ACT

To amend and reenact R.S. 35:1.1(A), 191(C)(3), and 391(6), relative to notaries; to provide for an increase in the amount of the required bond for non-attorney and ex officio notaries; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary A.

**HOUSE BILL NO. 1297—**

BY REPRESENTATIVE TRICHE  
AN ACT

To amend and reenact R.S. 47:1577, relative to state tax obligations constituting a lien, privilege, and mortgage; to provide that state tax lien, privilege, and mortgage arise at the time the tax is

assessed; to provide for an effective date; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

**HOUSE BILL NO. 1838—**

BY REPRESENTATIVE PINAC

**AN ACT**

To amend and reenact R.S. 9:1131.2(20) and (22), 1131.4(A), (B), (C)(2), (5), and (6), and (D), 1131.8, 1131.9(B) and (C), 1131.10.1, 1131.12(B), (C)(3), (D)(introductory paragraph), (E)(6), (F), and (G)(2) and (3), 1131.13(A) (B), and (E), 1131.20(B), (C), (D), (J), and (K), 1131.21(B) and (C), 1131.23(A)(introductory paragraph) and (G), 1131.28(A) and R.S. 37:1437.1(B)(1)(a) and (C), to enact R.S. 9:1131.3(E) through (H), 1131.4(F), 1131.9.1, 1131.9.2, 1131.12(D)(3) through (7), 1131.16.1 and R.S. 37:1437.1(G), and to repeal R.S. 9:1131.4(C)(7) through (13), 1131.10, 1131.12(E)(14) and (18), 1131.12(G)(4) through (8), 1131.13(F), 1131.14, 1131.15, 1131.16, 1131.20(E) through (I), 1131.21(D), and 1131.28(B) and (C), relative to the Louisiana Timesharing Act; to provide for various revisions to the Act; to repeal certain provisions of the Act; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Commerce, Consumer Protection and International Affairs.

**HOUSE BILL NO. 1941—**

BY REPRESENTATIVES CRANE AND SCALISE

**AN ACT**

To amend and reenact R.S.17:3023(A)(9) and (10) and to enact R.S. 17:3128.2, relative to the control and administration of postsecondary education student financial assistance; to provide relative to the powers, duties, functions, responsibilities, programs, and operations of the Louisiana Student Financial Assistance Commission; to provide limitations; to grant to the Board of Regents certain powers, duties, functions, and responsibilities relative to student financial assistance; to provide an effective date; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Education.

**HOUSE BILL NO. 2016 (Substitute for House Bill No. 1060 by Representative Beard)—**

BY REPRESENTATIVE BEARD

**AN ACT**

To enact Chapter 17 of Subtitle II of Title 30 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 30:2391 through 2398, relative to reclaimed water; to establish a reclaimed water program; to provide for definitions; to prohibit the use of potable water for certain purposes if reclaimed water is available; to provide for the use of revenue collected from the sale of reclaimed water; to create a drought-proof supply of water for industry; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Environmental Quality.

**HOUSE BILL NO. 2022 (Substitute for House Bill No. 1932 by Representative Daniel)—**

BY REPRESENTATIVE DANIEL

**AN ACT**

To enact R.S. 30:2015.1, relative to the remediation of usable ground water; to provide for purpose; to provide for notice of actions to recover damages for usable ground water contamination; to provide for certain state departments intervening or being made parties to such actions; to provide for remediation plans and response by certain state agencies; to provide for damages to be placed into the registry of the court; to provide for certain court

costs; to provide for expenditure of funds from such registry; to provide for posting of bonds; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Environmental Quality.

**Messages from the House**

The following Messages from the House were received and read as follows:

**Message from the House****ASKING CONCURRENCE IN  
HOUSE CONCURRENT RESOLUTIONS**

June 4, 2003

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

**HOUSE CONCURRENT RESOLUTION NO. 219—**

BY REPRESENTATIVE FAUCHEUX

**A CONCURRENT RESOLUTION**

To urge and request the Louisiana High School Athletic Association to prepare warnings regarding dietary supplements containing ephedra for distribution at high schools in the state of Louisiana.

**HOUSE CONCURRENT RESOLUTION NO. 220—**

BY REPRESENTATIVE QUEZAIRE

**A CONCURRENT RESOLUTION**

To urge and request the Department of Public Safety and Corrections to establish a probation and parole office in Donaldsonville to serve the three parishes in the Twenty-Third Judicial District.

**HOUSE CONCURRENT RESOLUTION NO. 221—**

BY REPRESENTATIVE DOWNER

**A CONCURRENT RESOLUTION**

To urge and request the Congress of the United States of America to declare the second Sunday in October as Godparents' Day.

**HOUSE CONCURRENT RESOLUTION NO. 222—**

BY REPRESENTATIVE LUCAS

**A CONCURRENT RESOLUTION**

To recognize the last week in April of every year as Minister Appreciation Week, to commend and honor the ministers of Louisiana, to urge and request the governor to proclaim the last week in April of every year as Minister Appreciation Week, and to request members of Louisiana's congressional delegation to seek to provide for a national Minister Appreciation Week.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

**House Concurrent Resolutions**

Senator Adley asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

**HOUSE CONCURRENT RESOLUTION NO. 219—**

BY REPRESENTATIVE FAUCHEUX

**A CONCURRENT RESOLUTION**

To urge and request the Louisiana High School Athletic Association to prepare warnings regarding dietary supplements containing ephedra for distribution at high schools in the state of Louisiana.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Education.

**HOUSE CONCURRENT RESOLUTION NO. 220—**

BY REPRESENTATIVE QUEZAIRE

**A CONCURRENT RESOLUTION**

To urge and request the Department of Public Safety and Corrections to establish a probation and parole office in Donaldsonville to serve the three parishes in the Twenty-Third Judicial District.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Judiciary B.

**HOUSE CONCURRENT RESOLUTION NO. 221—**

BY REPRESENTATIVE DOWNER

**A CONCURRENT RESOLUTION**

To urge and request the Congress of the United States of America to declare the second Sunday in October as Godparents' Day.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Senate and Governmental Affairs.

**HOUSE CONCURRENT RESOLUTION NO. 222—**

BY REPRESENTATIVE LUCAS

**A CONCURRENT RESOLUTION**

To recognize the last week in April of every year as Minister Appreciation Week, to commend and honor the ministers of Louisiana, to urge and request the governor to proclaim the last week in April of every year as Minister Appreciation Week, and to request members of Louisiana's congressional delegation to seek to provide for a national Minister Appreciation Week.

The resolution was read by title. Senator Bajoie moved to concur in the House Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Adeley	Heitmeier	Michot
Bajoie	Hines	Mount
Barham	Hoyt	Romero
Cain	Jones, B	Smith
Chaisson	Jones, CD	Tarver
Cravins	Lambert	Theunissen
Dardenne	Lentini	Thomas
Ellington	Malone	Ullo
Fontenot	Marionneaux	
Gautreaux	McPherson	
Total—28		

**NAYS**

Total—0

**ABSENT**

Mr. President	Dupre	Irons
Bean	Fields	Johnson
Boissiere	Holden	Schedler
Dean	Hollis	
Total—11		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**Reports of Committees**

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON**

**COMMERCE, CONSUMER PROTECTION AND INTERNATIONAL AFFAIRS**

Senator Hollis, Chairman on behalf of the Committee on Commerce, Consumer Protection and International Affairs, submitted the following report:

June 4, 2003

To the President and Members of the Senate:

I am directed by your Committee on Commerce, Consumer Protection and International Affairs to submit the following report:

**SENATE CONCURRENT RESOLUTION NO. 100—**

BY SENATOR HAINKEL AND REPRESENTATIVE ALARIO

**A CONCURRENT RESOLUTION**

To create the Task Force on Regional and Local Economic Development to review industry attraction, expansion, and retention initiatives at the local and regional levels and to determine appropriate funding levels and revenue sources.

Reported with amendments.

**HOUSE CONCURRENT RESOLUTION NO. 94—**

BY REPRESENTATIVES THOMPSON AND HAMMETT

**A CONCURRENT RESOLUTION**

To urge and request the Department of Economic Development to develop a plan for a more aggressive promotional partnership between the Department of Economic Development and Enterprise Corporation of the Delta.

Reported favorably.

**HOUSE CONCURRENT RESOLUTION NO. 98—**

BY REPRESENTATIVE NEVERS AND SENATOR ELLINGTON

**A CONCURRENT RESOLUTION**

To urge and request the Department of Economic Development to conduct a rural economic development summit.

Reported favorably.

**HOUSE CONCURRENT RESOLUTION NO. 99—**

BY REPRESENTATIVE NEVERS AND SENATOR ELLINGTON

**A CONCURRENT RESOLUTION**

To urge and request the Department of Economic Development to amend its rules to provide for promotion of Department of Labor training programs.

Reported favorably.

**HOUSE CONCURRENT RESOLUTION NO. 100—**

BY REPRESENTATIVE NEVERS

**A CONCURRENT RESOLUTION**

To urge and request the Department of Economic Development to develop incentives for businesses in rural areas and prepare legislation for the 2004 Regular Session.

Reported favorably.

**HOUSE CONCURRENT RESOLUTION NO. 187—**

BY REPRESENTATIVE BROOME

**A CONCURRENT RESOLUTION**

To urge and request the Federal Communications Commission to suspend the effective date of wireless number portability rules until the completion of implementation of and compliance with certain capabilities and mandates and to memorialize the Congress of the United States of America to enact legislation preventing the Federal Communications Commission from reimposing wireless number portability rules until such time as it finds that implementation of the capabilities necessary for emergency communications and homeland security and

compliance with the FCC's enhanced 911 mandates are complete.

Reported favorably.

**HOUSE BILL NO. 52—**

BY REPRESENTATIVE GARY SMITH  
AN ACT

To enact R.S. 29:732.1, relative to states of emergency; to prohibit telemarketing activity during a declared state of emergency; to provide for definitions; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 133—**

BY REPRESENTATIVE PINAC  
AN ACT

To amend and reenact R.S. 36:801.1(A) and 803(A), R.S. 44:5(A), and R.S. 49:191(13)(c) and 968(B)(1), to enact R.S. 36:4.1(G), and to repeal R.S. 36:4.1(B)(2), relative to economic development; to provide for the transfer of certain licensing agencies; to provide relative to public records; to provide for the termination of certain state entities; to provide for the review of agency rules; to provide for the transfer of the Louisiana State Racing Commission; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 150—**

BY REPRESENTATIVE TUCKER  
AN ACT

To enact R.S. 45:844.4 and 844.8, relative to telephonic solicitations; to provide relative to solicitations to wireless subscribers; to provide for definitions; to prohibit certain solicitations; to provide for responsibility; to provide for investigations and penalties; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 173—**

BY REPRESENTATIVE PINAC  
AN ACT

To enact R.S. 45:844.12(4)(g), relative to telephonic solicitations; to provide for definitions; to provide for exceptions; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 201—**

BY REPRESENTATIVE WALKER AND SENATOR HINES  
AN ACT

To amend and reenact R.S. 33:130.581(A), 130.582(A)(introductory paragraph) and (5) and (B), and 130.584(A), (B)(introductory paragraph) and (1), (2), (5), (10), (11), and (14), and (C)(2) and to enact R.S. 33:130.582(A)(6), (7), and (8) and 130.584(B)(15), (16), (17), (18), and (19), relative to the Economic Development Board for the Parish of Avoyelles; to increase the membership of the board; to provide relative to the membership of the advisory board to the economic development board; to provide relative to the appointment of advisory board members; to provide relative to the terms of office of the members of such boards; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 335—**

BY REPRESENTATIVE PINAC  
AN ACT

To amend and reenact R.S. 9:3561(D) and 3561.1(A) and (B), relative to consumer credit; to provide relative to consumer loan licensees; to provide for change of control; to provide relative to

fees for consumer loan licenses; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 483—**

BY REPRESENTATIVE PINAC  
AN ACT

To amend and reenact R.S. 9:3550(B)(3), (E)(1) and (2), and (F) and to repeal R.S. 9:3530(A)(4), relative to insurance premium finance companies; to provide for an origination fee; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 517—**

BY REPRESENTATIVES JOHNS, BALDONE, BROOME, BRUCE, DOERGE, FRITH, M. JACKSON, AND PINAC  
AN ACT

To amend and reenact R.S. 6:333(F)(14) and R.S. 46:236.1(D)(1)(d)(ii) and (v), relative to the financial institution data match system; to require financial institutions to report the average daily account balance on all accounts for noncustodial parents who owe past-due support; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 603—**

BY REPRESENTATIVE DANIEL  
AN ACT

To amend and reenact R.S. 37:2150.1(4), (6), and (11) and to enact R.S. 37:2157(A)(9), relative to contractors; to provide for definitions; to provide for an exemption for certain persons; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 622—**

BY REPRESENTATIVE PINAC  
AN ACT

To amend and reenact R.S. 32:1252(10) and 1254(N)(1)(a) and to enact R.S. 32:1254.1(D), relative to motor vehicles; to revise the definition of "franchise"; to provide for the effect of enactments and rules on licensees; to provide relative to warranty and sales incentive audits; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 685—**

BY REPRESENTATIVE PINAC  
AN ACT

To amend and reenact R.S. 9:3550(D)(2), (E)(1) and (3), (G)(1), (2), (3)(a)(introductory paragraph), (iii) and (iv), (b), and (c), and (4), and (H) and to enact R.S. 9:3550(D)(1)(d), relative to premium finance companies; to provide for electronic notification; to provide for cancellation of insurance policies; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 686—**

BY REPRESENTATIVE PINAC  
AN ACT

To amend and reenact R.S. 6:966(A), relative to motor vehicles sales finance; to provide for seizure and disposition of collateral; to provide for the confession of judgment; and to provide for related matters.

Reported favorably.



**HOUSE BILL NO. 687—**

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 32:1260, relative to motor vehicle damage disclosure; to broaden the application of the motor vehicle damage disclosure provisions; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 789—**

BY REPRESENTATIVE DANIEL

AN ACT

To enact Chapter 49 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3025 through 3027, relative to energy; to enact the Louisiana Renewable Energy Development Act; to authorize the use of net energy metering in Louisiana; to require the Public Service Commission to set certain rates, terms, and contents of net energy metering contracts; to provide for definitions; to provide for an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1002—**

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 9:3578.4(C) and 3578.6(A)(1), relative to consumer credit; to provide relative to deferred presentment transactions and small loans; to provide for an exception for attorney fees and costs; to provide for prohibited acts; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1037—**

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:101(A), relative to banking; to provide for the authority of the commissioner of financial institutions; to provide for the authority of the legislature; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1048—**

BY REPRESENTATIVE BROOME

AN ACT

To amend and reenact R.S. 9:2800.2, relative to social workers; to provide for the limitation of liability of social workers; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1120—**

BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 8:70 and 73(B), relative to cemeteries; to increase the fee for new or renewal certificates of authority to operate a cemetery; to increase annual regulatory fees; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1190—**

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:1083(6), 1087(B)(1), (10), and (C), 1088(F)(5), 1089(A)(1) and (B)(1) and (2), 1090(B)(2)(introductory paragraph) and (3), 1091(C)(1), 1096(G), 1097(B)(introductory paragraph), and 1099(B), to enact R.S. 6:1086(C), 1090(B)(4), 1092(J), 1094(G), and 1096(I), and to repeal R.S. 6:1087(D) and 1092(D), relative to residential mortgage lending activities; to expand the definition

of originator; to provide for and eliminate licensing exemptions; to provide for licensing qualifications; to define acquisition or control of a licensee; to allow the commissioner to disseminate information; to provide for licensing of previously exempt person; to prohibit and punish certain practices; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1328—**

BY REPRESENTATIVES PINAC AND NEVERS

AN ACT

To enact Chapter 24-A of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:2181 through 2192, relative to licensing; to provide for licensing for persons who perform mold assessment and mold remediation services; to provide relative to the State Licensing Board for Contractors; to provide for a purpose and scope; to provide for definitions; to provide for the board's powers and duties; to provide for qualifications, applications, and fees; to provide for exceptions; to provide relative to written reports; to prohibit certain activities; to provide for license renewals; to provide for administrative actions and penalties; to provide for cease and desist orders and injunctive relief; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1548—**

BY REPRESENTATIVE PINAC

AN ACT

To enact R.S. 36:109(B) and Part VI of Chapter 3 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:971 through 978, relative to economic development; to create the Louisiana Applied Polymer Technology Extension Consortium and its board of directors and advisory committee; to provide for the transfer of the consortium and the advisory committee; to provide for the membership and powers and duties of the board and advisory committee; to provide for the powers and duties of the consortium; to provide for a plan of operation; to provide for funding and audits; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1795—**

BY REPRESENTATIVE FUTRELL

AN ACT

To amend and reenact R.S. 51:122, relative to monopolies; to provide relative to the capacity of parent entities and wholly owned subsidiaries to conspire; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1863—**

BY REPRESENTATIVES BRUCE AND PINAC

AN ACT

To amend and reenact R.S. 37:2167(B)(1), relative to residential building contractors; to authorize the submission of a certificate evidencing liability protection provided by a liability trust fund in lieu of liability insurance; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1864—**

BY REPRESENTATIVE FRITH

AN ACT

To amend and reenact R.S. 9:3578.6(A)(2), relative to deferred presentment and small loan lenders; to prohibit certain activities; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1869—**

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 45:1163.1(A)(4), relative to common carrier or public utility rate increases; to provide that the filing of a proposed schedule shall only apply with respect to increases of rates of services which are deemed noncompetitive; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
KEN HOLLIS  
Chairman

**REPORT OF COMMITTEE ON****SENATE AND GOVERNMENTAL AFFAIRS**

Senator Ullo, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

June 4, 2003

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

**SENATE CONCURRENT RESOLUTION NO. 104—**

BY SENATOR BOISSIERE

A CONCURRENT RESOLUTION

To suspend various sections of Title 37 of the Louisiana Revised Statutes of 1950 and those portions of the Louisiana Administrative Code as they may impose certain mandatory requirements for the continuation of any licensure or certification for any individual while in the active military service of the United States or any of its allies.

Reported favorably.

**HOUSE CONCURRENT RESOLUTION NO. 163—**

BY REPRESENTATIVE ALARIO

A CONCURRENT RESOLUTION

To name the area surrounding the Superdome and the New Orleans Arena the Governor John J. McKeithen Sports and Entertainment Complex.

Reported favorably.

**HOUSE BILL NO. 35—**

BY REPRESENTATIVE TOOMY AND SENATOR HEITMEIER

A JOINT RESOLUTION

Proposing to amend Article VI, Section 14 of the Constitution of Louisiana, relative to increasing the financial burden of school boards; to provide that no law or state executive order, rule, or regulation requiring increased expenditures for any purpose shall be applicable to a school board except under certain circumstances; to provide for exceptions; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 154—**

BY REPRESENTATIVE PITRE

AN ACT

To amend and reenact R.S. 18:463(A)(2) and to enact R.S. 18:495, relative to qualifying for public office; to provide for the notice of candidacy; to require certain certifications; to provide for actions objecting to candidacy under certain circumstances; to provide for payment of attorney fees and court costs under

certain circumstances; to provide for criminal penalties; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 231—**

BY REPRESENTATIVE TOWNSEND

AN ACT

To enact R.S. 49:170.8, relative to state symbols; to provide that the Natchitoches Meat Pie is the official state meat pie of Louisiana; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 359—**

BY REPRESENTATIVE BRUNEAU

AN ACT

To amend and reenact R.S. 17:71.3(E)(2)(a) and (c), relative to the use of divided precincts in school board redistricting; to provide relative to precincts divided by the boundary between a city and a parish school system; to prohibit conducting an election using a ballot based on a plan that violates restrictions on the use of divided precincts; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 400—**

BY REPRESENTATIVE BRUNEAU

AN ACT

To amend and reenact R.S. 18:104(F), 451.1, 532.1(C)(3)(b) and (G)(2)(d), 1922(B), and 1941(A) and to enact R.S. 18:1941(C) and 1942, relative to preclearance of reapportionment and redistricting plans; to require certain notice thereof to the secretary of state; to change references to the Department of Justice; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 447—**

BY REPRESENTATIVE TRICHE

AN ACT

To amend and reenact R.S. 42:1132(B)(1) and (3)(b) and 1133(A), relative to the Board of Ethics; to reduce the membership of the board; to provide for the quorum of the board; to provide relative to the appointment or election of members to the board; to provide for staggered terms; to provide for implementation; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 591—**

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact R.S. 18:102, relative to persons ineligible to register to vote; to provide for the eligibility of a person convicted of a felony prior to adoption of the 1974 Constitution of Louisiana who has fully satisfied and completed his sentence to register to vote and vote; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 633—**

BY REPRESENTATIVE HUTTER

AN ACT

To enact R.S. 49:170.8, to designate the Creole Tomato as the state vegetable plant; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 885—**

BY REPRESENTATIVES BRUNEAU, LANCASTER, AND JOHN SMITH  
AN ACT

To amend and reenact R.S. 18:55(A)(2) and (4)(a) and 59(B)(2) and (4)(a) and (C)(2) and (4)(a), relative to registrars of voters; to provide for a salary increase for registrars of voters, chief deputy registrars, and confidential assistants to registrars of voters; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 969—**

BY REPRESENTATIVE BOWLER  
AN ACT

To amend and reenact R.S. 22:2(A)(1), R.S. 23:1, R.S. 30:2003(A), and R.S. 51:121 and 921 and to enact R.S. 22:1368, relative to state agencies and the regulation of business and industry; to provide relative to the insurance industry; to provide for the conduct of certain adjudications involving insurance by the Division of Administrative Law; to provide relative to labor laws; to provide relative to regulation and control over the state's environment; to provide relative to commerce and economic development in the state; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 980—**

BY REPRESENTATIVES SNEED AND LANCASTER  
AN ACT

To amend and reenact R.S. 49:968(C)(1), relative to the Administrative Procedure Act; to require that the copy of a rule as it is proposed for adoption, amendment, or repeal provided to the appropriate legislative oversight committee be in a certain form; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1672—**

BY REPRESENTATIVES BROOME, WELCH, LUCAS, AND MURRAY  
AN ACT

To enact R.S. 1:58.2, relative to special days; to recognize and designate the third Saturday in June as "Juneteenth Day"; to provide that this date shall be observed by the state; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
CHRIS ULLO  
Chairman

**REPORT OF COMMITTEE ON**

**HEALTH AND WELFARE**

Senator Schedler, Chairman on behalf of the Committee on Health and Welfare, submitted the following report:

June 4, 2003

To the President and Members of the Senate:

I am directed by your Committee on Health and Welfare to submit the following report:

**SENATE BILL NO. 307—**

BY SENATOR SCHEDLER  
AN ACT

To enact R.S. 40:2010(B), relative to itemized statements of billed services by hospitals and payment to emergency medical services and ambulance providers; to provide for payment for services for emergency medical services or for ambulance

services to be paid to the service provider rather than to the individual; and to provide for related matters.

Reported with amendments.

**HOUSE CONCURRENT RESOLUTION NO. 66—**

BY REPRESENTATIVE SALTER  
A CONCURRENT RESOLUTION

To prohibit the Office of Elderly Affairs from making certain planning and service area changes and federal funding distribution changes relative to the Older Americans Act.

Reported favorably.

**HOUSE CONCURRENT RESOLUTION NO. 68—**

BY REPRESENTATIVE KATZ  
A CONCURRENT RESOLUTION

To memorialize congress to vote to ban partial birth abortions.

Reported favorably.

**HOUSE CONCURRENT RESOLUTION NO. 106—**

BY REPRESENTATIVE JACK SMITH  
A CONCURRENT RESOLUTION

To memorialize the United States Congress to pass legislation for prescription drug relief from the high cost of drugs for those over the age of sixty-five that are on Medicaid.

Reported favorably.

**HOUSE BILL NO. 406—**

BY REPRESENTATIVE L. JACKSON  
AN ACT

To amend and reenact R.S. 40:2018.1(A), (B)(1)(introductory paragraph) and (a) and (b), (E), and (F), relative to the Louisiana Commission on HIV and AIDS; to change the name of the commission to the Louisiana Commission on HIV, AIDS and Hepatitis C; to add hepatitis C to the responsibilities of the commission; to provide for membership on the commission; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 471—**

BY REPRESENTATIVE SHAW  
AN ACT

To amend and reenact R.S. 37:1358(B), relative to acupuncturists; to revise certain employment and supervision requirements for acupuncturist's assistants; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 482—**

BY REPRESENTATIVE PERKINS  
AN ACT

To enact R.S. 46:236.1(B)(4), relative to family and child support programs; to authorize the implementation of an access and visitation program; to provide for certain activities; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 814—**

BY REPRESENTATIVE FAUCHEUX  
AN ACT

To enact R.S. 40:1058.1.1, relative to substance abuse and addiction treatment; to provide for substance abuse and addiction treatment facilities; to require the Department of Health and Hospitals to promulgate rules and standards for licensing or certification of such facilities; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 927—**

BY REPRESENTATIVE GUILLORY  
AN ACT

To enact R.S. 46:18, relative to disability; to provide for access to medical records; to provide for costs associated with photocopying; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1018—**

BY REPRESENTATIVE JOHNS  
AN ACT

To amend and reenact R.S. 37:1178 and to enact R.S. 37:1182(A)(22), (23), and (24), 1216, and 1217, relative to the Louisiana Pharmacy Practice Act; to provide for expense reimbursement for Louisiana Board of Pharmacy members; to provide the board the authority to conduct criminal background checks; to provide the board the authority to conduct identification verification; to provide the board the authority to require evaluations; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1049—**

BY REPRESENTATIVE WELCH  
AN ACT

To repeal R.S. 37:2810(C)(3), relative to the licensing of chiropractors; to repeal the time limitations placed on an inactive license status.

Reported favorably.

**HOUSE BILL NO. 1100—**

BY REPRESENTATIVES THOMPSON, BRUCE, DOERGE, GLOVER, HAMMETT, HUNTER, KENNEY, MCDONALD, MONTGOMERY, SALTER, TOWNSEND, AND WALSWORTH AND SENATORS ADLEY, BEAN, MALONE, AND TARVER  
AN ACT

To amend and reenact R.S. 17:1519(5) and 3215(6)(b), to enact R.S. 17:1518, and to repeal R.S. 17:1519.1(B)(4), relative to E.A. Conway Medical Center; to merge the E.A. Conway Medical Center, its funds, property, records, obligations, functions, and employees with the Louisiana State University Health Sciences Center at Shreveport; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1108—**

BY REPRESENTATIVE MONTGOMERY  
AN ACT

To amend and reenact R.S. 37:3372(3), (9), (10), and (11), 3375(B), 3376(G)(2), 3379(A)(6), and 3383 and to enact R.S. 37:3372(12) and 3376(G)(3), relative to mental health professionals; to revise the qualifications to become a compulsive gambling counselor; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1433—**

BY REPRESENTATIVE L. JACKSON  
AN ACT

To amend and reenact R.S. 37:913(3)(a)(vii) and (viii) and (b), (7), (8), and (9) and 930(B)(2), (D), and (E), to enact R.S. 37:918(18) and 930(F), and to repeal Part VI of Chapter 11 of Title 37 of the Louisiana Revised Statutes of 1950, comprised of R.S. 37:1031 through 1034, relative to registered nurses; to provide relative to prescriptive authority and medical diagnosis; to provide for promulgation of rules and regulations by the board; to abolish the prescriptive authority committee; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1494—**

BY REPRESENTATIVE TUCKER  
AN ACT

To enact Part VI-A of Chapter 20 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:1742, relative to direct billing of anatomical pathology services; to provide for rules and regulations relative to billing for such services; to provide for penalties for violations; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1613—**

BY REPRESENTATIVES WINSTON, R. CARTER, DOERGE, DURAND, GLOVER, GUILLORY, ILES, L. JACKSON, M. JACKSON, KATZ, MCDONALD, PERKINS, SCHWEGMANN, SHAW, STRAIN, WALKER, AND WELCH  
AN ACT

To enact R.S. 46:52.1, relative to public welfare and assistance; to establish the intent of the legislature in the delivery of social services through a "no wrong door" concept; to define "integrated case management" and "service integration"; to require the secretary of the Department of Social Services to develop an integrated case management model which includes multidisciplinary teams; to require the participation of multiple departments in the development of an integrated case management model; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1874—**

BY REPRESENTATIVE JOHN SMITH  
AN ACT

To enact R.S. 40:1300.143(3)(a)(viii), relative to the Rural Hospital Preservation Act; to add certain hospitals to the definition of a rural hospital; to provide for an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
TOM SCHEDLER  
Chairman

**REPORT OF COMMITTEE ON**

**INSURANCE**

Senator Tarver, Chairman on behalf of the Committee on Insurance, submitted the following report:

June 4, 2003

To the President and Members of the Senate:

I am directed by your Committee on Insurance to submit the following report:

**SENATE CONCURRENT RESOLUTION NO. 102—**

BY SENATOR THOMAS AND REPRESENTATIVE MORRISH  
A CONCURRENT RESOLUTION

To create and provide for a special task force to study and recommend implementation of a consolidated database of public data provided by the Department of Health and Hospitals, Louisiana State University Health Sciences Center, office of group benefits, and office of workers' compensation that will allow predictive modeling and other actuarial analysis that may affect LaDoc and related programs for the uninsured.

Reported with amendments.

**SENATE BILL NO. 446—**  
BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 22:3071(4), 3077(B)(1) and the introductory paragraph of R.S. 22:3092(A), and to enact R.S. 22:3071(32), 3081(D) and 3084(E), relative to a medical necessity review organization (MNRO); to define a MNRO working day; to provide for medical necessity determinations procedures; to provide for authorized representatives; to provide for payment of external reviews determined to be frivolous; to provide for notification by the commissioner when a health issuer or licensed MNRO has consistently failed to be in substantial compliance with established guidelines; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 1110—**  
BY SENATOR BOISSIERE

AN ACT

To enact Part I-B of Chapter 5 of Title 32 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 32:868.1 through 868.2, relative to motor vehicle insurance; to authorize creation of a database to determine compliance with the Motor Vehicle Safety Responsibility Law; to provide for procurement of a system to track compliance; to provide for enforcement; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 178—**  
BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R.S. 33:1448(G) and to enact R.S. 33:1448(K), relative to group insurance premiums; to provide for the payment of insurance premiums for retired sheriffs and deputy sheriffs in Terrebonne Parish; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 323—**  
BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 46:236.8(G)(2), relative to medical support orders; to provide for enrollment in a health plan or program; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 440—**  
BY REPRESENTATIVE MORRISH

AN ACT

To enact R.S. 22:1405(I)(3), relative to the Property Insurance Association of Louisiana; to provide for records; to provide for public protection classifications; to provide for certain local officials; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 841—**  
BY REPRESENTATIVE ANSARDI

AN ACT

To amend and reenact R.S. 22:212(7)(c), relative to health and accident insurance; to provide relative to the method of delivery of health and accident insurance policies to policyholders by insurers or agents; and to provide for related matters.

Reported with amendments

**HOUSE BILL NO. 1606—**  
BY REPRESENTATIVES MORRISH AND FAUCHEUX

AN ACT

To amend and reenact R.S. 22:230.5(C) and to enact R.S. 22:230.5(D) and 2016.1, relative to health insurance; to provide with respect to health insurance benefits and options mandated by law; to provide for a moratorium on additional statutory mandates; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1788—**  
BY REPRESENTATIVE MORRISH AND SENATOR DARDENNE

AN ACT

To enact Subpart B of Part XXX of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1430 through 1430.17, and to repeal R.S. 22:1406.1 through 1406.13 and 1431 through 1445, relative to residential and commercial property insurance; to provide for the Louisiana Citizens Property Insurance Corporation; to provide for the FAIR Plan; to provide for the Coastal Plan; to provide for a board of directors; to provide for the Louisiana Insurance Rating Commission; to provide for corporate powers; to provide for certain immunity; to provide for a plan of operation; to provide for assessments; to provide for charges and surcharges; to provide for participating insurers; to provide for eligibility; to provide for insurance; to provide for rates; to provide for contributions by the state; to provide for plan deficits; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1877—**  
BY REPRESENTATIVE GARY SMITH

AN ACT

To enact R.S. 22:214.3(C), relative to health insurance; to require health care providers and hospitals to provide certain information, including a claim form, to patients upon request; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1966—**  
BY REPRESENTATIVES HEBERT, ALARIO, ARNOLD, BAUDINO, BROOME, BRUCE, CAPELLA, K. CARTER, CRANE, CURTIS, DAMICO, DANIEL, DARTEZ, DIEZ, DOWNER, DOWNS, FANNIN, FARRAR, FRITH, FRUGE, FUTRELL, GALLOT, GLOVER, GUILLORY, HAMMETT, HEATON, HONEY, HUDSON, HUNTER, HUTTER, ILES, L. JACKSON, M. JACKSON, JOHNS, KATZ, KENNARD, LAFLEUR, LANCASTER, LANDRIEU, LEBLANC, LUCAS, MARTINY, McDONALD, MCVEA, MONTGOMERY, MORRELL, MURRAY, NEVERS, ODINET, PEYCHAUD, PIERRE, PITRE, POWELL, QUEZAIRE, RICHMOND, ROMERO, SCHWEGMANN, SHAW, JACK SMITH, JANE SMITH, SNEED, STRAIN, SWILLING, TOWNSEND, WALKER, WINSTON, WOOTON, AND WRIGHT

AN ACT

To enact Part VI-E of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:250.41 through 250.47, and to repeal R.S. 22:230.3, relative to health insurance coverage; to provide with respect to billing of enrollees and insureds by contracted health care providers and certain noncontracted facility-based health care providers; to provide for notice and disclosure to enrollees and insureds by health insurance issuers and health care facilities relative to identification of noncontracted providers and contract relationships which could result in billing of insureds or enrollees; to provide for penalties and enforcement; to provide with respect to the authority of the commissioner of insurance and the attorney general; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1989—**

BY REPRESENTATIVES HEBERT, DEWITT, BAYLOR, ERDEY, FRUGE,  
MORRISH, GARY SMITH, TOWNSEND, AND TUCKER

**AN ACT**

To enact R.S. 22:231(H) and 236(10) and Chapter 8 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:3101 through 3112, relative to minimal benefit hospital and medical policies; to create the Louisiana Safety Net Health Insurance Program; to provide for the Louisiana Health Plan; to provide for eligibility; to provide for participation; to provide for employers; to provide for administration and oversight; to provide for the Office of Group Benefits; to provide for coverage and benefits; to provide for policy forms and requirements; and to provide for related matters.

Reported with amendments.

Respectfully submitted,  
GREGORY TARVER  
Chairman

**Senate Bills and Joint Resolutions  
on Second Reading  
Reported by Committees**

Senator Schedler asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions just reported by Committees.

**SENATE BILL NO. 307—**

BY SENATOR SCHEDLER

**AN ACT**

To enact R.S. 40:2010(B), relative to itemized statements of billed services by hospitals and payment to emergency medical services and ambulance providers; to provide for payment for services for emergency medical services or for ambulance services to be paid to the service provider rather than to the individual; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 307 by Senator Schedler

**AMENDMENT NO. 1**

On page 1, line 2, after "To" delete the remainder of the line and insert "amend and reenact R.S. 40:1235(A)(2)(b) and 1235.2(A), relative to qualifications to operate ambulances and ambulance providers and licensure; to provide an exception regarding heliports;"

**AMENDMENT NO. 2**

On page 1, delete lines 3 through 6 and insert "and to provide for related matters."

**AMENDMENT NO. 3**

On page 1, line 8 after "Section 1." delete the remainder of the line and insert "R.S. 1235(A)(2)(b) and 1235.2(A) are hereby amended and reenacted to read as follows:"

**AMENDMENT NO. 4**

On page 1, delete lines 9 through 15, pages 2 and 3 and insert the following:

"§1235. Qualifications to operate ambulances; equipment; penalty

A.(1)

(2)(a)

(b) **Except as provided in R.S. 40:1235.2(A) of this Subpart,**

**No** individual shall transport any ill or injured person on a stretcher

in a vehicle that is not staffed, equipped, insured, and licensed as an ambulance under this Subpart.

\* \* \*

§1235.2. Ambulance providers; licensure

A. No person, firm, corporation, association, or government entity shall conduct, manage, operate, or maintain an ambulance service in Louisiana without a valid current license from the department, **except that no license shall be required for any hospital that operates a vehicle solely for the purpose of moving its own patients between parts of its own campus, provided that all of the following conditions are met:**

**(1) The parts of the hospital's campus are not more than one thousand yards apart.**

**(2) At the time of transport, the patient is attended by at least two individuals who are either an emergency medical technician, a licensed practical or registered nurse, or a physician.**

**(3) The vehicle utilized by the hospital for transport contains the same equipment as is required for a licensed ambulance.**

\* \* \*

On motion of Senator Schedler, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

**SENATE BILL NO. 446—**

BY SENATOR CRAVINS

**AN ACT**

To amend and reenact R.S. 22:3071(4), 3077(B)(1) and the introductory paragraph of R.S. 22:3092(A), and to enact R.S. 22:3071(32), 3081(D) and 3084(E), relative to a medical necessity review organization (MNRO); to define a MNRO working day; to provide for medical necessity determinations procedures; to provide for authorized representatives; to provide for payment of external reviews determined to be frivolous; to provide for notification by the commissioner when a health issuer or licensed MNRO has consistently failed to be in substantial compliance with established guidelines; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Insurance to Original Senate Bill No. 446 by Senator Cravins

**AMENDMENT NO. 1**

On page 1, line 2, after "To" delete the remainder of the line and delete line 3 in its entirety and insert "enact R.S. 22:3071(32)"

**AMENDMENT NO. 2**

On page 1, line 4, delete "and 3084(E)" and delete "a"

**AMENDMENT NO. 3**

On page 1, line 4, change "organization" to "organizations;"

**AMENDMENT NO. 4**

On page 1, delete lines 5 through 10 and insert "to provide for definitions; and to provide for"

**AMENDMENT NO. 5**

On page 1, line 13, after "Section 1." delete the remainder of the line and insert "R.S. 22:3071(32) is hereby enacted to read as follows:"

**AMENDMENT NO. 6**

On page 1, delete lines 14 and 15

**AMENDMENT NO. 7**

On page 2, delete lines 5 through 19 in their entirety

**AMENDMENT NO. 8**

On page 2, line 22, delete "other days on which a" and insert the following: "days upon which an emergency has been declared by state or local government authorities, on which days an"

AMENDMENT NO. 9

On page 2, delete lines 24 through 27 in their entirety

AMENDMENT NO. 10

On page 3, delete lines 1 through 27 in their entirety

AMENDMENT NO. 11

On page 4, delete lines 1 through 21 in their entirety

On motion of Senator Tarver, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

**SENATE BILL NO. 1110—**  
BY SENATOR BOISSIERE

AN ACT

To enact Part I-B of Chapter 5 of Title 32 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 32:868.1 through 868.2, relative to motor vehicle insurance; to authorize creation of a database to determine compliance with the Motor Vehicle Safety Responsibility Law; to provide for procurement of a system to track compliance; to provide for enforcement; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee On Insurance to Original Senate Bill No. 1110 by Senator Boissiere

AMENDMENT NO. 1

On page 1, line 2, change "Chapter 5 of Title 32" to "Chapter 2 of Title 22"

AMENDMENT NO. 2

On page 1, line 3, change "R.S. 32:868.1 through 868.2" to "R.S. 22:25.1 through 25.2"

AMENDMENT NO. 3

On page 1, line 9, change "Chapter 5" to "Chapter 1" and change "Title 32" to "Title 22"

AMENDMENT NO. 4

On page 1, line 10, change "R.S. 32:868.1 through 868.2" to "R.S. 22:25.1 through 25.2"

AMENDMENT NO. 5

On page 1, line 15, change "868.1" to "25.1"

AMENDMENT NO. 6

On page 2, line 2, change "secretary" to "commissioner" and change "Department of Public Safety and" to "Department of Insurance"

AMENDMENT NO. 7

On page 2, line 3, delete "Corrections"

AMENDMENT NO. 8

On page 2, line 23, change "secretary" to "commissioner"

AMENDMENT NO. 9

On page 2, line 24, change "Department of Public Safety and Corrections" to "Department of Insurance"

AMENDMENT NO. 10

On page 2, line 27, change "secretary" to "commissioner"

AMENDMENT NO. 11

On page 3, line 7, change "secretary" to "commissioner" and change "Department of Public Safety and" to "Department of Insurance"

AMENDMENT NO. 12

On page 3, line 8, delete "Corrections"

AMENDMENT NO. 13

On page 3, line 10, change "868.2" to "25.2"

On motion of Senator Tarver, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

**House Bills and Joint Resolutions  
on Second Reading  
Reported by Committees**

The following House Bills and Joint Resolutions reported by Committees were taken up and acted upon as follows:

**HOUSE BILL NO. 21—**

BY REPRESENTATIVE MARTINY  
AN ACT

To amend and reenact R.S. 14:220(A), relative to the crime of failure to return rented or leased motor vehicles; to authorize commercial couriers to send notices of return or surrender; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 64—**

BY REPRESENTATIVE BALDONE  
AN ACT

To amend and reenact Code of Civil Procedure Article 1922, relative to money judgments; to require the inclusion of date of birth of the judgment debtors; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 72—**

BY REPRESENTATIVE BALDONE  
AN ACT

To amend and reenact R.S. 9:196, relative to tutorship by nature; to authorize a natural tutor to act in matters involving not more than ten thousand dollars; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 87—**

BY REPRESENTATIVES JOHNS AND ANSARDI  
AN ACT

To amend and reenact Civil Code Articles 395 and 1482 and Code of Civil Procedure Articles 4541(introductory paragraph), 4548, 4549(A)(1), and 4552(B) and to enact Code of Civil Procedure Article 4541(B), relative to the interdiction of persons; to provide for the capacity of an interdict; to provide for the proof of incapacity; to provide for the petition for interdiction; to provide for temporary interdiction; to provide for the recordation of judgments; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 88—**

BY REPRESENTATIVES STRAIN, NEVERS, POWELL, SCHWEGMANN, SHAW, FLAVIN, GUILLORY, JOHNS, LANCASTER, JOHN SMITH, WADDELL, WALKER, WINSTON, AND WOOTON AND SENATORS DUPRE, GAUTREAUX, ADLEY, CAIN, ROMERO, AND THEUNISSEN  
AN ACT

To amend and reenact R.S. 27:392(B)(2)(b) and (3) through (6) and to enact R.S. 27:392(B)(7), relative to the Pari-mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to provide for the distribution of certain revenues; to make certain technical corrections; to establish the Equine Health Studies Program Fund in the state treasury; to provide for a portion of the monies in the Pari-mutuel Live Racing Facility Gaming Control Fund to be deposited into the Equine Health Studies Program Fund; to provide for the use of the monies in such fund; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 88 by Representative Strain

**AMENDMENT NO. 1**

On page 3, delete lines 9 through 23 and insert the following:

\*\* \* \*\*

**AMENDMENT NO. 2**

On page 7, between lines 6 and 7, insert the following:

"(7) After compliance with the provisions of (1) through (6) of this Subsection, two hundred thousand dollars each fiscal year shall be deposited in and credited to the Beautification and Improvement of the New Orleans City Park Fund, herein after referred to as the "fund", which is hereby established in the state treasury. Monies in the fund shall be withdrawn only pursuant to appropriation by the legislature and shall be used solely and exclusively by the New Orleans City Park Improvement Association for the improvement and beautification of the New Orleans City Park. Monies in the fund shall be invested in the same manner as monies in the state general fund. Interest earned on the investment of monies in the fund shall be credited to the fund. Unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund."

**AMENDMENT NO. 3**

On page 7, line 7, change "(7)" to "(8)"

**AMENDMENT NO. 4**

On page 7, line 8, change "(6)" to "(7)"

**AMENDMENT NO. 5**

On page 7, line 18, change "July 1, 2004" to "May 21, 2003"

On motion of Senator Cravins the committee amendment was adopted. The amended bill was read by title and recommitted to the Committee on Finance.

**HOUSE BILL NO. 101—**

BY REPRESENTATIVES POWELL AND R. CARTER  
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(E) and to enact Code of Civil Procedure Article 4843(J), relative to the civil jurisdiction of the City Court of Hammond; to increase the jurisdictional amount of the court; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 106—**

BY REPRESENTATIVE CAZAYOUX  
AN ACT

To amend and reenact R.S. 14:102.12(introductory paragraph) and to enact R.S. 14:102.18, relative to the seizure and euthanizing of dogs; to authorize law enforcement officers and animal control officers to seize dogs which cause death or inflict serious bodily injury on human beings; to provide for a hearing to determine whether such dogs shall be euthanized; to provide for owner liability for costs and expenses of keeping the dog in certain circumstances; and to provide for related matters.

Reported favorably by the Committee on Agriculture, Forestry, Aquaculture and Rural Development. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 140—**

BY REPRESENTATIVES ANSARDI AND JOHNS  
AN ACT

To amend and reenact Children's Code Article 1131 and to enact Chapter 2-A of Title XI of the Children's Code, to be comprised of Articles 1107.1 through 1107.9, relative to voluntary surrender for adoption; to provide rules to facilitate the intent to surrender process; to provide forms to be used in intent to surrender cases; to provide procedural safeguards in intent to surrender cases; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 140 by Representative Ansardi

**AMENDMENT NO. 1**

On page 5, line 10, after "any" and before "surrender" insert "motion for hearing to determine his parental rights that she may thereafter file or of any"

**AMENDMENT NO. 2**

On page 8, line 10 after "any" and before "surrender" insert "motion for hearing to determine his parental rights that she may thereafter file or of any"

**AMENDMENT NO. 3**

On page 10, line 20, change "thirty" to "fifteen"

**AMENDMENT NO. 4**

On page 10, line 21, after "or" and before "within" insert "if the child has not yet been born,"

**AMENDMENT NO. 5**

On page 11, at the beginning of line 3, after "A" insert "motion for hearing to determine the father's rights or a" and after "is" delete "executed" and insert "filed"

**AMENDMENT NO. 6**

On page 11, line 4, delete "execution" and insert "filing" after "surrender" insert a period "." and delete the remainder of line 4 and delete line 5

**AMENDMENT NO. 7**

On page 12, between lines 21 and 22, insert the following:

"B. Within ninety days of the filing of her intent to surrender, the mother may file a motion for hearing to determine the father's parental rights. The court shall schedule a hearing to decide whether the father has established or forfeited his parental rights in accordance with Article 1138 within twenty days after the time the father was served with the motion for hearing. If the father fails to establish his parental rights, he shall be deemed to have waived



notice of the filing and service of any pleading in any subsequent surrender or adoption proceeding and to have no cause of action to challenge the child's adoption and his parental rights are subject to termination upon the filing and approval of the mother's surrender."

**AMENDMENT NO. 8**

On page 12, at the beginning of line 22, delete "B." and insert "C." and delete "executes" and insert "files" and delete "the time"

**AMENDMENT NO. 9**

On page 12, at the beginning of line 23, delete "limitations of Article 1107.6(C)." and insert "ninety days of the filing of her intent to surrender, and the father's rights have not been previously determined to be waived pursuant to Paragraph B."

**AMENDMENT NO. 10**

On page 12, at the beginning of line 28, delete "C." and insert "D."

**AMENDMENT NO. 11**

On page 12, line 28, after "not" insert "file a motion for hearing pursuant to Paragraph B or" and delete "execute" and insert "file"

**AMENDMENT NO. 12**

On page 12, at the beginning of line 29, delete "the time limitations of Article 1107.6(C)." and insert "ninety days of the filing of her intent to surrender."

**AMENDMENT NO. 13**

On page 14, line 5, change "thirty" to "fifteen"

**AMENDMENT NO. 14**

On page 15, line 3, change "thirty" to "fifteen"

**AMENDMENT NO. 15**

On page 15, line 4, after "then" insert "you waive notice and service of future surrender or adoption proceedings, you have no cause of action to challenge the child's adoption, and"

On motion of Senator Ellington, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 162—**

BY REPRESENTATIVE MARTINY AND SENATOR CRAVINS  
AN ACT

To amend and reenact R.S. 4:702(C)(1), 704(D), 707(C)(4) and (5), 708(B), and 724(B)(2), relative to charitable gaming; to include commercial lessors in the charitable gaming licensing system; to prohibit the secretary of the Department of Revenue or any employee of the office of charitable gaming from having a financial interest in a commercial lessor; to provide for mandatory training for members of a charitable organization seeking a charitable gaming license who are designated to hold, operate, and conduct the games of chance; to provide for the maximum payout on electronic bingo machines; to repeal provision of law allowing only one parent-teacher association or booster club for each school; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 169—**

BY REPRESENTATIVE BALDONE  
AN ACT

To enact R.S. 4:740, relative to the Charitable Raffles, Bingo and Keno Licensing Law; to define a session for charitable gaming purposes; to provide for the length of a charitable gaming session; to provide for the number of sessions which may be conducted per day; to provide with respect to the activities

which are considered part of the session; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 171—**

BY REPRESENTATIVES ANSARDI AND JOHNS  
AN ACT

To amend and reenact Children's Code Articles 412, 603(13), 615(E)(2), 616, 668(A), 675(B)(4), 897(D), 899(D), 1037, 1039, 1115(C), 1120, 1122(C) and (F), 1171, 1173(A)(introductory paragraph) and (3), 1178(B), 1192, 1218(D), 1222(B), 1269.1(A)(introductory paragraph), and 1269.3(A) and to enact Children's Code Articles 603(12.1), 612.1, 1122(B)(11), and 1130.1, relative to the continuous revision of the Children's Code; to provide for the confidentiality of records; to define "institutional abuse or neglect"; to provide for mandatory reporting of abuse; to provide for the investigation of facilities; to provide for disposition of reports; to provide for the purpose of a central registry; to provide for case plans; to provide for disposition after a delinquent act; to provide formalities in termination judgments; to provide for preplacement approval; to provide for the act of surrender form; to provide for pre-surrender counseling; to provide for the determination of parental capacity; to provide for a current certification in private adoptions; to provide requirements for home study; to provide for disclosure of information in adoptions; to provide for continued contact after adoptions; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 179—**

BY REPRESENTATIVE POWELL  
AN ACT

To amend and reenact R.S. 9:2715(B)(1), relative to the transfer of structured settlement rights; to provide for venue for filing the ex parte petition in the parish in which the payee resides; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 204—**

BY REPRESENTATIVE MONTGOMERY  
AN ACT

To amend and reenact R.S. 11:710(B), relative to the Teachers' Retirement System of Louisiana; to provide with respect to reemployment of retirees; to relieve certain retirees reemployed in part-time positions with the Louisiana High School Athletic Association from making contributions to the system; to relieve the association from making employer contributions on behalf of any such retiree; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Retirement. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 205—**

BY REPRESENTATIVE MONTGOMERY  
AN ACT

To amend and reenact R.S. 11:221(A)(2) and (C), relative to the Municipal Police Employees' Retirement System; to provide relative to modification of benefits as a result of earned income attributable to gainful employment; to provide relative to earnings statements; to relieve certain disability retirees from

earnings limitations and from submitting annual income statements; and to provide for related matters.

Reported favorably by the Committee on Retirement. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 217—**

BY REPRESENTATIVE MONTGOMERY  
AN ACT

To amend and reenact R.S. 11:2223(A) and (B)(1) and to enact R.S. 11:2214(A)(2)(d) and (e), relative to the Municipal Police Employees' Retirement System; to provide with respect to membership in the system; to provide for physical examinations; to establish deadlines for submission of certain forms; to require submission of waivers for preexisting conditions; to provide eligibility criteria for disability benefits; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Retirement.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 217 by Representative Montgomery

**AMENDMENT NO. 1**

On page 3, lines 2 and 3, change "who has not submitted the required documentation" "for whom the required documentation has not been submitted"

**AMENDMENT NO. 2**

On page 3, line 25, delete "if he has failed to submit" and on line 26, before the period "." add "have not been submitted to the system"

On motion of Senator Boissiere, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 219—**

BY REPRESENTATIVE MONTGOMERY  
AN ACT

To amend and reenact R.S. 11:2214(A)(2)(a), relative to the Municipal Police Employees' Retirement System; to provide with respect to membership in the retirement system; to remove the age limitation on membership for certain elected chiefs; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Retirement.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Retirement to Reengrossed House Bill No. 219 by Representative Montgomery

**AMENDMENT NO. 1**

On page 1, line 4, change "membership" to "membership;"

**AMENDMENT NO. 2**

On page 1, line 5, delete "for certain elected chiefs;" and insert in lieu thereof "to allow the purchase of service credit by previously ineligible persons;"

**AMENDMENT NO. 3**

On page 2, line 4, after "employment" change the comma "," to a period "." and delete the remainder of the line, and delete line 5

**AMENDMENT NO. 4**

On page 2, delete lines 6 through 8 in their entirety and insert the following: "(ii) Employees who were prevented from joining the

system at employment because they were fifty years of age or older shall become members of the system on July 1, 2003. Any such employee may purchase service credit for all prior time served as an employee as defined in R.S. 11:2213(11) by paying into the system the amount required by R.S. 11:158. The cost of such purchase shall be born by the employee. No fund derived from the"

On motion of Senator Boissiere, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 232—**

BY REPRESENTATIVE FUTRELL  
AN ACT

To amend and reenact R.S. 15:542(B)(introductory paragraph), (1)(introductory paragraph), and (2)(a), relative to sex offender registration and notification; to require sex offenders to provide a description of their physical characteristics; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 234—**

BY REPRESENTATIVE KENNARD  
AN ACT

To amend and reenact R.S. 14:95(H), relative to illegal carrying of weapons; to include coroners in the list of officials who may carry a concealed handgun when certified by the Council on Peace Officer Standards and Training; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 243—**

BY REPRESENTATIVE ANSARDI  
AN ACT

To amend and reenact Children's Code Articles 424.1(A), 1015(7), 1101, and 1193(introductory paragraph); to enact Chapter 13 of Title XI of the Children's Code, to be comprised of Articles 1149 through 1160; and to repeal Children's Code Articles 1701 through 1706, relative to safe haven relinquishments of infants; to provide for CASA appointments; to provide for defenses to prosecution; to provide for emergency care facility responsibilities; to provide for medical evaluations of the infant; to provide for hearings for parents to reclaim parental rights; to provide procedures when a non-relinquishing parent cannot be identified; to provide procedural safeguards; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 243 by Representative Ansardi

**AMENDMENT NO. 1**

On page 1, line 2, after "424.1(A)" insert "and (D)"

**AMENDMENT NO. 2**

On page 1, at the end of line 6, insert "to provide that CASA volunteers shall submit to a criminal history records check;"

**AMENDMENT NO. 3**

On page 1, line 13, after "424.1(A)" insert "and (D)"

AMENDMENT NO. 4

On page 2, between lines 5 and 6, insert the following:

"D. CASA volunteers serve without compensation and at the pleasure of the court exercising juvenile jurisdiction. The judge of the court will first satisfy himself of the volunteer's qualifications, training, and ability to serve as a CASA volunteer, including his ability to represent and advocate the best interest of children assigned to him. ~~Pursuant to R.S. 15:587.1, no~~ No volunteer shall be assigned until ~~a comprehensive criminal background check has been conducted~~ the volunteer has submitted fingerprints to the Louisiana Bureau of Criminal Identification and Information to determine whether the volunteer has been convicted of or has pled nolo contendere to a crime listed in R.S. 15:587.1(C).

\* \* \*

AMENDMENT NO. 5

On page 15, line 19, after "havens" insert "including the establishment of a toll free number to direct individuals to designated emergency care facilities"

On motion of Senator Ellington, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 247—

BY REPRESENTATIVE MONTGOMERY

AN ACT

To amend and reenact R.S. 11:2223(E), relative to the Municipal Police Employees' Retirement System; to provide with respect to disabilities received in the performance of official duties; to include blindness and loss of a limb as service-related disabilities for which a benefit equal to a member's final average compensation is payable; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Retirement.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Retirement to Reengrossed House Bill No. 247 by Representative Montgomery

AMENDMENT NO. 1

On page 1, line 5, after "loss of" insert "the total use of"

AMENDMENT NO. 2

On page 2, line 9, after "who loses" insert "the total use of"

On motion of Senator Boissiere, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 248—

BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 13:3886(A) and (B)(1) and R.S. 33:1428(A)(1), (6), (12)(a) and (d), and (13)(c) and (e), relative to fees of office for services and duties of sheriffs in civil matters; to provide for fees of office for service in certain civil matters; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 260—

BY REPRESENTATIVE ERDEY

AN ACT

To enact R.S. 15:571.11(C)(5), relative to the disposition of the Criminal Court Fund for the Twenty-First Judicial District; to provide that the accounts comprising the Criminal Court Fund be operated as a single fund; to provide for the yearly transfer of certain surpluses remaining in the fund; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 270—

BY REPRESENTATIVE MARTINY AND SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 4:715(A)(3) and 727(A) and to enact R.S. 4:724(H), relative to charitable gaming; to provide for the presence of certain persons while machines are in use; to specify the persons authorized to pay out cash prizes; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 273—

BY REPRESENTATIVE TOOMY AND SENATOR LENTINI

AN ACT

To amend and reenact R.S. 16:51(A)(1), (2), (4), (7), (16), (17), (19), (22), (23), (24), (26), (32), (36), and (41), relative to assistant district attorneys; to provide for additional assistant district attorneys for certain judicial districts; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 273 by Representative Toomy

AMENDMENT NO. 1

On page 1, line 3, after "(36)," insert "(38),"

AMENDMENT NO. 2

On page 1, line 8, after "(36)," insert "(38)"

AMENDMENT NO. 3

On page 3, between lines 9 and 10, insert the following:

"(38)(a) Except as provided in Subparagraph (b) of this Paragraph, in the parish of Orleans, seventy-nine assistant district attorneys.

(b) Upon approval by the Governor's Commission on Additional Assistant District Attorneys and appropriation of state funding for each additional assistant district attorney over seventy-nine as provided in Subparagraph (a) of this Paragraph, up to eighty-two assistant district attorneys.

\* \* \*

On motion of Senator Lentini the committee amendment was adopted. The amended bill was read by title and recommitted to the Committee on Finance.

HOUSE BILL NO. 284—

BY REPRESENTATIVE MONTGOMERY

AN ACT

To amend and reenact R.S. 11:2220(B)(1)(a)(ii), relative to the Municipal Police Employees' Retirement System; to provide with respect to survivor benefits; to provide a maximum benefit for surviving spouses of active members killed as a result of

injuries sustained in the line of duty; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Retirement. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 294—**

BY REPRESENTATIVE MORRELL

AN ACT

To amend and reenact R.S. 15:529.1(C), relative to the habitual offender law; to provide for applicability based upon the period of time between each conviction; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 340—**

BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R.S. 13:3204(A) and 3205, relative to personal jurisdiction over nonresidents; to provide for service of process in divorce proceedings; to provide for service of process in summary proceedings; to provide for the rendering of judgments; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 340 by Representative Baldone

**AMENDMENT NO. 1**

On page 2, line 11, after "proceeding" insert "except for actions pursuant to R.S. 46:2131 et seq."

On motion of Senator Ellington, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 376—**

BY REPRESENTATIVE FAUCHEUX

AN ACT

To amend and reenact Code of Criminal Procedure Article 814(A)(5), relative to responsive verdicts; to provide that "guilty of negligent homicide" may be rendered as a responsive verdict to an indictment which charges the offense of manslaughter; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 409—**

BY REPRESENTATIVE MARTINY

AN ACT

To enact R.S. 27:25.1, relative to the Video Draw Poker Devices Control Law; to prohibit the assessment of costs on the prevailing party in an administrative proceeding or an appeal; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary B to Engrossed House Bill No. 409 by Representative Martiny

**AMENDMENT NO. 1**

On page 1, line 11, after "costs" and before "associated" insert "excluding attorney's fees,"

On motion of Senator Cravins, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 420—**

BY REPRESENTATIVES MURRAY AND HEATON

AN ACT

To enact R.S. 13:1222, relative to the clerk of the Orleans Parish Civil District Court; to authorize the clerk to purchase or lease two motor vehicles for the use of the office and to pay the premiums on the insurance for those motor vehicles; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 420 by Representative Murray

**AMENDMENT NO. 1**

On page 1, line 4, after "office" insert "for certain purposes"

**AMENDMENT NO. 2**

On page 1, line 14, after "office" insert "provided that such vehicles shall be used only for the transportation of the official records of the office"

On motion of Senator Ellington, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 455—**

BY REPRESENTATIVE JACK SMITH

AN ACT

To amend and reenact R.S. 26:80(F) and 280(F), relative to permits to sell alcoholic beverages of high and low alcoholic content; to provide that a person is not necessarily disqualified from receiving a permit for certain felony convictions; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 462—**

BY REPRESENTATIVES MARTINY AND WELCH

AN ACT

To amend and reenact R.S. 15:708(A)(1)(a), relative to work programs for prisoners in parish prisons; to provide for participation in work activities on the property of, or in the buildings or other improvements of, certain tax-exempt organizations; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 464—**

BY REPRESENTATIVE MARTINY

AN ACT

To enact R.S. 27:311.1, relative to the Video Draw Poker Devices Control Law; to provide relative to requirements for submitting certain information when filing an application for an additional license; to provide for applicability; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 481—**

BY REPRESENTATIVE MARTINY  
AN ACT

To enact Part XIII of Chapter 2 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:521 through 523, and R.S. 44:3(G), relative to evidence; to provide for proof of an official driving record by certificate of the assistant secretary of the Department of Public Safety and Corrections, office of motor vehicles, or his designee; to provide for the admissibility of official driving records; to provide for notice of opposing parties and opportunity to cross-examine experts; to provide that certificates of official driving records are not public records; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 504—**

BY REPRESENTATIVE MARTINY  
AN ACT

To amend and reenact R.S. 15:1111(I), relative to the work release program; to provide that a person convicted of distribution or possession with intent to distribute certain amounts of cocaine or marijuana may be eligible to participate in the work release program; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 505—**

BY REPRESENTATIVE MARTINY  
AN ACT

To amend and reenact R.S. 15:893.1, relative to assignment of inmates to Work Training Facility North; to provide that persons convicted of certain violations of the Uniform Controlled Dangerous Substances Law are eligible for assignment; to repeal obsolete provisions; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 508—**

BY REPRESENTATIVE MARTINY  
AN ACT

To amend and reenact R.S. 15:571.3(D), relative to diminution of sentence for good behavior; to delete provisions which prohibit certain inmates from being eligible to receive a diminution of sentence for good behavior; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 509—**

BY REPRESENTATIVE MARTINY  
AN ACT

To enact R.S. 14:2(13)(gg), (hh), (ii), (jj), (kk), (ll), (mm), (nn), and (oo), relative to crimes of violence; to add certain crimes to the listing of crimes designated as crimes of violence; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 520—**

BY REPRESENTATIVE JOHNS  
AN ACT

To enact R.S. 9:2794(D), relative to expert witnesses; to provide for qualifications of expert witnesses in medical malpractice actions against physicians; to provide for definitions; to provide for court discretion in determining qualifications; to provide for exceptions; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 545—**

BY REPRESENTATIVE DANIEL  
AN ACT

To enact R.S. 30:2054(B)(2)(b)(ix), relative to air quality control; to provide for powers of the secretary of the Department of Environmental Quality; to provide for an exemption from permitting regulations for certain sources of air emissions; and to provide for related matters.

Reported with amendments by the Committee on Environmental Quality.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Environmental Quality to Reengrossed House Bill No. 545 by Representative Daniel

**AMENDMENT NO. 1**

On page 1, line 2, after "R.S. 30:2054(B)(2)(b)(ix)" insert "(9) and (10)"

**AMENDMENT NO. 2**

On page 1, line 5, after "emissions;" insert "to provide for permits by rule and expedited permit review of certain minor air emissions;"

**AMENDMENT NO. 3**

On page 1, line 7, after "R.S. 30:2054(B)(2)(b)(ix)" insert "(9) and (10)"

**AMENDMENT NO. 4**

On page 2, after line 13, insert the following:

"(9)(a) To develop permits by rule for certain temporary air emissions of less than one hundred eighty days in duration provided the conditions in Subparagraph (b) are satisfied.

(b)(i) A permit by rule cannot be used for any facility which is a new major stationary source or for any major modification of an existing source subject to the New Source Review (NSR) requirements of the Federal Clean Air Act.

(ii) A facility shall comply with all applicable provisions of Section 3 (New Source Performance Standards) and Section 112 (Hazardous Air Pollutants) of the Federal Clean Air Act.

(iii) Use of a permit by rule may be precluded by specific permit conditions contained within a Federal Clean Air Act Part 70 Operating Permit.

(iv) A permit by rule may not authorize the maintenance of a nuisance or a danger to public health or safety. All emissions control equipment shall be maintained in good condition and operated properly.

(10) To develop rules and regulations providing for a expedited review process for permit applications with minor air emissions."

On motion of Senator Cain, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 577—**

BY REPRESENTATIVE MARTINY

AN ACT

To enact R.S. 46:1844(M)(3), relative to the right of victims of crime to seek restitution; to provide that if the court or the parole board requires a convicted criminal defendant to pay restitution to a victim, and if the victim records the restitution order, the victim shall not be required to pay the fee which the clerk of court collects for recording documents; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 580—**

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 11:1136(A) and to enact R.S. 11:1136(D), relative to the Louisiana School Employees' Retirement System; to provide with respect to the conversion of leave to membership credit; to prohibit the conversion of leave of less than one-tenth of one year; and to provide for related matters.

Reported favorably by the Committee on Retirement. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 590—**

BY REPRESENTATIVE FAUCHEUX

AN ACT

To enact R.S. 13:851, relative to fees in criminal matters in the Fortieth Judicial District Court; to require an additional fee in criminal matters, including traffic cases; to provide for use of the fee by the office of the clerk of court; to provide for an annual audit; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 623—**

BY REPRESENTATIVES THOMPSON, BAUDOIN, BRUCE, CAZAYOUX, DOWNS, FANNIN, FRITH, HILL, KENNEY, LAFLEUR, MORRISH, JACK SMITH, AND STRAIN AND SENATOR SMITH

AN ACT

To amend and reenact R.S. 3:4278.2, relative to timber sales; to provide relative to the removal of timber without consent of certain minority ownership interests; to require publication of advertisements and other notification; to provide for the commencement of harvesting timber; to provide for the rights of nonconsenting owners; to provide for evidence of violations; and to provide for related matters.

Reported with amendments by the Committee on Agriculture, Forestry, Aquaculture and Rural Development.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Agriculture, Forestry, Aquaculture and Rural Development to Reengrossed House Bill No. 623 by Representative Thompson

**AMENDMENT NO. 1**

On page 1, line 12, delete "theft;"

**AMENDMENT NO. 2**

On page 4, line 24, after "evidence of" delete the remainder of the line

**AMENDMENT NO. 3**

On page 4, delete line 25 and insert "a violation of R.S. 3:4278.1."

On motion of Senator Smith, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 682—**

BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R.S. 40:1299.39.1(D)(2) and 1299.47(D)(2), relative to a medical review panel proceeding under the Medical Malpractice Act; to provide that the panel may consider evidence discovered by interrogatories; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 706—**

BY REPRESENTATIVES MARTINY AND SCHNEIDER

AN ACT

To enact R.S. 15:574.4(H)(4)(r), relative to conditions of parole; to provide that the Board of Parole may require additional conditions of parole; to provide for agreements to searches of the person, personal effects, property, place of residence, or vehicle of that person; to provide relative to the conducting of the searches; to provide that the searches may be conducted with or without a warrant of arrest or with or without a search warrant under certain conditions; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 707—**

BY REPRESENTATIVES MARTINY AND SCHNEIDER

AN ACT

To enact Code of Criminal Procedure Article 895(A)(13), relative to conditions of parole; to provide that the court may require certain additional conditions of probation; to provide for agreements to searches of the person, personal effects, property, place of residence, or vehicle of that person; to provide relative to conducting of the searches; to provide that the searches may be conducted with or without a warrant of arrest or with or without a search warrant under certain conditions; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 711—**

BY REPRESENTATIVES HAMMETT AND DEWITT

AN ACT

To enact R.S. 33:4548.5(A)(20) and 4548.6(N), relative to the powers of the Louisiana Local Government Environmental Facilities and Community Development Authority; to provide that the authority may make loans to political subdivisions under any loan guaranty program of any department or agency of the United States; to authorize political subdivisions to borrow from the authority; and to provide for related matters.

Reported with amendments by the Committee on Environmental Quality.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Environmental Quality to Engrossed Senate Bill No. 711 by Representative Hammett

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line and insert "amend and reenact R.S. 33:4548.4(C), and to enact R.S. 33:4548.5(A)(20), (21), (22), and (23), and 4548.6(N) and (O), relative to the creation and powers of the"

AMENDMENT NO. 2

On page 1, line 7, after "authority;" insert "to provide for contracts of the authority; to provide for the member's terms;"

AMENDMENT NO. 3

On page 1, line 10, after "Section 1." delete the remainder of the line and insert "R.S. 33:4548.4(C) is hereby amended and reenacted, and R.S. 33:4548.5(A)(20), (21), (22), and (23), and 4548.6(N) and (O) are hereby enacted"

AMENDMENT NO. 4

On page 1, between lines 11 and 12, insert the following:  
       "§4548.4. Creation of the authority  
   \*                      \*                      \*"

C. Each director shall be appointed for a term of ~~four~~ two years from the date his appointment is approved by the governing authority of a participating political subdivision. There shall never be less than three members or directors serving on the board of directors.  
   \*                      \*                      \*\*

AMENDMENT NO. 5

On page 2, between lines 6 and 7, insert the following:

"(21) Notwithstanding any provision of law to the contrary, to contract to exercise powers of the authority, and to enter into contracts which the authority deems necessary in carrying out the authority's powers."

"(22) Notwithstanding any provision of law to the contrary, to contract with any political subdivision for the exercise by the authority of any of the authority's powers as set out in this Chapter."

"(23) Notwithstanding any provision of law to the contrary, to contract or invest any funds, monies or bond proceeds of the authority or of any political subdivision in such manner as shall be deemed by the authority to be prudent."

AMENDMENT NO. 6

On page 2, between lines 15 and 16, insert the following:

"O. Notwithstanding any provision of law to the contrary, a political subdivision may contract with the authority for the exercise by the authority of any of the authority's powers as set out in this Chapter."

On motion of Senator Cain, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 733—**

BY REPRESENTATIVE MURRAY  
   AN ACT

To amend and reenact R.S. 13:2496.3(H) and to enact R.S. 13:2496.3(G)(6) and (7), relative to the first appearance hearing officer of the Municipal Court of New Orleans; to provide for additional duties of the office; to provide for the provisions terminating the office and evaluation by the Judicial Council on continuing the office; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 733 by Representative Murray

AMENDMENT NO. 1

On page 1, line 2, after "To" delete "amend and reenact R.S. 13:2496.3(H) and to"

AMENDMENT NO. 2

On page 1, line 3, after "and (7)" and before the comma "," insert "and to repeal R.S. 13:2496.3(H),"

AMENDMENT NO. 3

On page 1, delete line 5 in its entirety and on line 6 delete "Judicial Council on continuing the office; and insert in lieu thereof "repeal the provisions terminating the office and evaluation by the Judicial Council on continuing the office;"

AMENDMENT NO. 4

On page 1, line 12, after "Section 1." delete "R.S. 13:2496.3(H) is hereby amended and reenacted and"

AMENDMENT NO. 5

On page 2, delete lines 8 through 15 and insert in lieu thereof "Section 2. R.S. 13:2496.3(H) is hereby repealed in its entirety."

On motion of Senator Cravins, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 752—**

BY REPRESENTATIVES CAZAYOUX AND BRUCE  
   AN ACT

To amend and reenact Code of Criminal Procedure Article 202(A)(introductory paragraph) and to enact Code of Criminal Procedure Article 202(D), relative to arrest warrants; to provide for issuance of the warrant by facsimile transmission; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 796—**

BY REPRESENTATIVE MARTINY  
   AN ACT

To enact R.S. 14:231, relative to offenses against property; to create the crime of air bag fraud; to provide for definitions; to provide for criminal penalties; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 815—**

BY REPRESENTATIVE MARTINY  
   AN ACT

To amend and reenact R.S. 14:64.3, relative to attempted armed robbery; to provide for enhanced penalties when a firearm is used in the commission of the crime; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 818—**

BY REPRESENTATIVE PINAC  
   AN ACT

To amend and reenact R.S. 11:1481(1)(a), relative to the Louisiana Assessors' Retirement Fund; to provide for financing of the fund; to provide for tax deductions; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Retirement.

## SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 818 by Representative Pinac

### AMENDMENT NO. 1

On page 1, line 4, after "deductions;" and before "to" insert " to provide for the sources of funding; to provide authority for the fund to make demand on the state treasurer for certain payments; to specify that amounts due to the fund shall be certified as correct by the legislative auditor;"

### AMENDMENT NO. 2

On page 1, line 14, after "(1)(a)" and before "Each" insert "(i)"

### AMENDMENT NO. 3

On page 2, line 8, after "Orleans" and before "which" insert "and the parish of Orleans"

### AMENDMENT NO. 4

On page 2, between lines 16 and 17, insert:

"(ii)(aa) In addition to the payment required pursuant to Item (i) of this Subparagraph, the official or officials responsible for the collection of taxes in the city of New Orleans and the parish of Orleans shall remit to the Assessors' Retirement Fund one-fourth of one percent of their portions of revenue sharing monies over and above the portion they are remitting to the fund on the effective date of this Item. The remittance pursuant to this Item shall be paid until the total remitted hereunder equals ten million dollars, plus six percent simple annual interest, plus the attorneys fees of the fund for the case entitled

(bb) Should the official or officials responsible for the collection of taxes in the city of New Orleans and the parish of Orleans fail to comply with Subitem (aa) of this Item, the Assessors' Retirement Fund is hereby empowered to make demand upon the state treasurer for the monies due to the fund. The treasurer shall pay such demand before distribution of any revenue sharing dollars to the city of New Orleans or to the parish of Orleans.

(cc) The amounts due to the Assessors' Retirement Fund pursuant to this Paragraph shall be certified as correct by the legislative auditor."

On motion of Senator Boissiere, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

### HOUSE BILL NO. 819—

BY REPRESENTATIVES PINAC AND ARNOLD  
AN ACT

To amend and reenact R.S. 11:1471, relative to the Assessors' Retirement Fund; to provide relative to the board of trustees; to provide for membership thereon; to provide for election procedures; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Retirement. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

### HOUSE BILL NO. 845—

BY REPRESENTATIVES MARTINY, ANSARDI, CAPELLA, DAMICO, LANCASTER, SCALISE, AND TOOMY AND SENATOR LENTINI  
AN ACT

To amend and reenact R.S. 15:703, relative to prisoners in parish jails; to provide with respect to the duties, obligations, and liability of parish governing authorities for medical care required to be provided for prisoners in parish jails; to provide with respect to procedures for prisoners for damages which occur as a result of the medical care which is provided for those prisoners; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

### HOUSE BILL NO. 849—

BY REPRESENTATIVES MARTINY AND BRUCE  
AN ACT

To enact R.S. 14:35.3, relative to offenses against the person; to create the crime of domestic abuse battery; to provide for definitions; to provide for criminal penalties; to provide for additional penalties when a minor child twelve years or younger is present during the commission of a domestic abuse battery; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

## SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 849 by Representative Martiny

### AMENDMENT NO. 1

On page 1, line 2, after "R.S. 14:35.3" insert "and 143(C)(18)"

### AMENDMENT NO. 2

On page 1, line 6, after "battery;" insert "to provide relative to domestic abuse battery as a comparable felony to which a local governing authority may enact an ordinance;"

### AMENDMENT NO. 3

On page 1, line 15, delete "or formerly" and after "residence" insert "or living in the same residence within five years of the occurrence of the domestic abuse battery"

### AMENDMENT NO. 4

On page 5, line 17, change "All criminal offense" to "Any crime of violence, as defined in R.S. 14:2(13),"

### AMENDMENT NO. 5

On page 5, line 18, delete "with the" and on line 19, delete "exception of defamation and negligent injuring,"

### AMENDMENT NO. 6

On page 6, after line 2, insert the following:

"§143. Preemption of state law; exceptions  
\* \* \*

C. The offense defined in the ordinance shall be comparable to one of the following state laws:

\* \* \*  
(18) R.S. 14:353.3 (domestic abuse battery).  
\* \* \*

On motion of Senator Lentini, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

### HOUSE BILL NO. 866—

BY REPRESENTATIVE BEARD  
AN ACT

To enact R.S. 11:431, relative to the Louisiana State Employees' Retirement System; to provide relative to the purchase of service credit; to provide for the purchase of service credit by a system member who was previously a teacher in a nonpublic school; to provide that such purchase shall be actuarially sufficient to offset the increased liability of the system; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Retirement.



## SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 866 by Representative Beard

AMENDMENT NO. 1

On page 2, line 1, after "teacher," insert "as comparably defined in R.S. 11:701."

On motion of Senator Boissiere, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 876—**

BY REPRESENTATIVES JOHNS, PERKINS, BOWLER, BROOME, TRICHE, AND WINSTON

## AN ACT

To amend and reenact R.S. 40:34(B)(1)(a)(iv), relative to vital records forms; to provide for contents of the birth certificate; to provide for the surname of an illegitimate child in certain circumstances; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

## SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 876 by Representative Johns

AMENDMENT NO. 1

On page 2, line 3, after "name" delete ", if the natural father is unknown"

On motion of Senator Ellington, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 903—**

BY REPRESENTATIVE SCHNEIDER

## AN ACT

To amend and reenact R.S. 11:1755(C), relative to the Municipal Employees' Retirement System of Louisiana; to provide with respect to repayment of withdrawn employee contributions; to allow such repayment to be made by a trustee-to-trustee transfer; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Retirement. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 904—**

BY REPRESENTATIVE SCHNEIDER

## AN ACT

To enact R.S. 11:1139, relative to the Louisiana School Employees' Retirement System; to provide for creditable service; to provide for purchase of credit for service as an employee of an out-of-state school board; and to provide for related matters.

Reported favorably by the Committee on Retirement. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 905—**

BY REPRESENTATIVE SCHNEIDER

## AN ACT

To amend and reenact R.S. 11:1137, relative to the Louisiana School Employees' Retirement System; to provide with respect to the purchase of substitute service by any active, contributing

member of the retirement system; to establish the procedure for such purchases; and to provide for related matters.

Reported favorably by the Committee on Retirement. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 907—**

BY REPRESENTATIVE SCHNEIDER

## AN ACT

To amend and reenact R.S. 11:2260(A)(2)(introductory paragraph) and (a)(introductory paragraph), (c), (d), (e), and (f) and (6) and to enact R.S. 11:2260(A)(2)(g), relative to the Firefighters' Retirement System of Louisiana; to provide for the membership of the board of trustees; to provide quorum requirements; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Retirement.

## SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Reengrossed House Bill No. 907 by Representative Schneider

AMENDMENT NO. 1

On page 1, line 3, between "(f)" and "and" insert ", (4),"

AMENDMENT NO. 2

On page 1, line 13, between "(f)" and "and" insert ", (4),"

AMENDMENT NO. 3

On page 2, between lines 21 and 22, insert the following:

"(4)(a) The trustees shall receive for attendance at meetings of the board, not to exceed fifteen meetings per annum, a per diem as provided in R.S. 11:182(A) and they shall be reimbursed from the expense fund for all necessary expenses that they may incur through service on the board.

(b) Notwithstanding (a), no trustee who is a full-time state employee or statewide elected official shall receive any per diem for attendance at meetings of the board.

\* \* \*

On motion of Senator Boissiere, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 908—**

BY REPRESENTATIVE SCHNEIDER

## AN ACT

To enact R.S. 11:1751.1, relative to the Municipal Employees' Retirement System of Louisiana; to exempt certain elected officials from making contributions to the system and to provide that they are ineligible for membership; to provide for employer contributions; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Retirement.

## SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Reengrossed House Bill No. 908 by Representative Schneider

AMENDMENT NO. 1

On page 1, line 5, between "contributions;" and "to" insert "to provide for eligibility for accrued benefits;"

AMENDMENT NO. 2

On page 2, after line 12, add the following:

"Section 2. Notwithstanding the provisions of R.S. 33:1756, a retiree who became an "eligible vested member" of Municipal Employee's Retirement System of Louisiana on or before December 31, 1994, who became eligible to retire on or before April 1, 1996, and who made application for a benefit of Chapter 4 of Subtitle III of Title 11 of the Louisiana Revised Statutes of 1950, on or before December 31, 1998 and less than three years after he became eligible for such benefit, shall receive the benefit, from the date he became eligible to receive the benefit to the date that he actually began receiving the benefit, by making application for such benefit to the Board of Trustees of the Municipal Employee's Retirement System of Louisiana on or before September 1, 2003. The benefit under this Section shall be paid in a lump sum. In no event shall the benefit granted under this Section exceed thirty-six months of benefits.

Section 3. Section 2 of this Act shall be null and void on and after September 1, 2003."

**AMENDMENT NO. 3**

On page 2, line 13, change "Section 2." to "Section 4."

On motion of Senator Boissiere, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 912—**

BY REPRESENTATIVE SCHNEIDER  
AN ACT

To enact R.S. 11:1305(D), relative to the Louisiana State Police Retirement System; to provide for the purchase of service credit for employment with certain law enforcement agencies; and to provide for related matters.

Reported with amendments by the Committee on Retirement.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 912 by Representative Schneider

**AMENDMENT NO. 1**

On page 1, line 2, change "Louisiana State Police" to "State Police Pension and"

On motion of Senator Boissiere, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 913—**

BY REPRESENTATIVE SCHNEIDER  
AN ACT

To amend and reenact R.S. 11:1312(H) and 1335, relative to the Louisiana State Police Pension and Retirement System; to provide with respect to the conversion of annual leave and sick leave upon termination of employment; to provide relative to lump sum payments for leave conversion; to allow deposit of such payments directly into the member's Deferred Retirement Option Plan account; to provide for placing Deferred Retirement Option Plan account balances in liquid asset money market investments; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Retirement.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 913 by Representative Schneider

**AMENDMENT NO. 1**

On page 1, line 2, delete "Louisiana"

On motion of Senator Boissiere, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 914—**

BY REPRESENTATIVE SCHNEIDER  
AN ACT

To amend and reenact R.S. 11:1331(A), relative to the Louisiana State Police Retirement System; to provide for cost-of-living adjustments; to specify the circumstances under which such adjustments may be granted; to provide for the calculation of such adjustments; and to provide for related matters.

Reported with amendments by the Committee on Retirement.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 914 by Representative Schneider

**AMENDMENT NO. 1**

On page 1, line 2, change "Louisiana State Police" to "State Police Pension and"

On motion of Senator Boissiere the committee amendment was adopted. The amended bill was read by title and recommitted to the Committee on Finance.

**HOUSE BILL NO. 924—**

BY REPRESENTATIVES HUNTER AND BRUCE  
AN ACT

To amend and reenact R.S. 15:541(14.1) and to enact R.S. 14:283(E), relative to sex offender registration; to require a person convicted of video voyeurism to register as a sex offender; to add the crime of video voyeurism to the definition of a sex offense for the purposes of sex offender registration; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 939—**

BY REPRESENTATIVES BRUCE, HOPKINS, L. JACKSON, AND MONTGOMERY AND SENATOR BEAN  
AN ACT

To enact R.S. 9:2796.2, relative to civil liability; to provide for the limitation of liability for activities sponsored by a nonprofit organization which operates an animal sanctuary; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 945—**

BY REPRESENTATIVE HOPKINS  
AN ACT

To enact R.S. 13:2583.3, relative to justice of the peace courts in Caddo Parish; to authorize each constable of a justice of the peace court to appoint a deputy constable for that ward; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 986—**

BY REPRESENTATIVE MURRAY

AN ACT

To amend and reenact R.S. 11:163(B) and to enact R.S. 11:163(C), relative to the Louisiana State Employees' Retirement System; to provide for purchase of service credit for time on leave without pay; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Retirement. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 997—**

BY REPRESENTATIVE LAFLEUR

AN ACT

To amend and reenact R.S. 14:34.6(A)(2), relative to the crime of disarming a peace officer; to provide for applicability to park wardens; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 998—**

BY REPRESENTATIVES GALLOT AND L. JACKSON

AN ACT

To amend and reenact Code of Civil Procedure Article 966(B), relative to the motion for summary judgment; to provide for delays for filing; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 998 by Representative Gallot

**AMENDMENT NO. 1**

On page 1, line 17, after "least" and before "days" change "five" to "eight"

On motion of Senator Ellington, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 1009—**

BY REPRESENTATIVE SCHWEGMANN

AN ACT

To enact R.S. 14:34.5.1, relative to offenses against the person; to create the crime of battery of a bus operator; to provide for definitions; to provide for criminal penalties; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 1009 by Representative Schwegmann

**AMENDMENT NO. 1**

On page 1, line 13 and after "(5)." insert "or who operates an electronically operated cable car"

**AMENDMENT NO. 2**

On page 2, line 3, after "not" insert "less than forty-eight hours nor"

On motion of Senator Lentini, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the

Senate, the amended bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 1015—**

BY REPRESENTATIVE DEVILLIER

AN ACT

To amend and reenact R.S. 40:967(B)(1), (3), and (5), relative to Schedule II controlled dangerous substances; to provide increased penalties for the distribution, dispensing, or possession with intent to produce, manufacture, distribute, or dispense amphetamines or methamphetamines; to clarify the penalty provision for Schedule II non-narcotic controlled dangerous substances not otherwise provided for by law; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. The bill was read by title and recommitted to the Committee on Finance.

**HOUSE BILL NO. 1062—**

BY REPRESENTATIVES MARTINY, ANSARDI, DAMICO, AND LANCASTER

AN ACT

To amend and reenact R.S. 4:707(A)(introductory paragraph) and (B) through (G), 709(A)(introductory paragraph) and (B), 710, 711, and 713(A) and to enact R.S. 4:706(C) and 707(H) and (I), relative to the conducting and regulation of charitable gaming; to provide for the licensing and regulation of charitable gaming by the governing authority of a municipality or parish; to provide for the authority of the governing authority of the municipality or parish with respect to the regulation of charitable gaming; to provide for the regulatory authority of the office of charitable gaming, Department of Revenue, in relationship to the regulatory authority of the governing authority of the municipality or parish with regard to charitable gaming; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 1062 by Representative Martiny

**AMENDMENT NO. 1**

On page 1, line 9, after "gaming;" and before "to" insert "to prohibit the local governing authority in Orleans Parish from adopting ordinances, rules or regulations which violate the terms or provisions of the Amended and Renegotiated Casino Operating Contract;"

**AMENDMENT NO. 2**

On page 2, between lines 14 and 15 insert the following:

"(4) No local governing authority in Orleans Parish shall adopt any ordinance, rule or regulation for operating a game of chance which in the determination of the Louisiana Gaming Control Board may violate any of the terms or provisions of Section 1.3 of the Amended and Renegotiated Casino Operating Contract entered into pursuant to R.S. 27:201, et seq., on October 30, 1998, as amended, effective October 19, 1999, March 29, 2001, and March 31, 2001. Any ordinance, rule or regulation adopted in violation of this Paragraph shall be null and void."

On motion of Senator Cravins, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 1103—**

BY REPRESENTATIVE FRUGE

AN ACT

To amend and reenact R.S. 9:4753, relative to privileges; to provide for the lien on proceeds recovered on account of injuries; to

provide for the requirements necessary to effectuate the lien; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

## SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 1103 by Representative Fruge

### AMENDMENT NO. 1

On page 2, line 18, after "person" delete "and" and insert a comma " , "

### AMENDMENT NO. 2

On page 2, at the end of line 18, after "attorney" delete the period " ." and insert the following: "to any insurance carrier which has insured such person against liability and to any insurance carrier obligated to pay indemnity or compensation to the injured person."

On motion of Senator Ellington, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

### HOUSE BILL NO. 1115—

BY REPRESENTATIVES TRICHE, CURTIS, DANIEL, DEVILLIER, FAUCHEUX, FRUGE, HUDSON, KENNARD, MCVEA, JACK SMITH, JOHN SMITH, STRAIN, DOWNER, MONTGOMERY, AND PIERRE AND SENATORS MICHOT, ADLEY, CRAVINS, HINES, HOLDEN, AND MALONE

#### AN ACT

To amend and reenact R.S. 11:62(5)(d), 581(B)(1), and 582(A) and (C), relative to the Louisiana State Employees' Retirement System; to provide relative to the employee contribution rate for wildlife agents; to provide for definitions; to provide relative to retirement benefits for wildlife agents; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Retirement. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

### HOUSE BILL NO. 1126—

BY REPRESENTATIVE HUNTER

#### AN ACT

To enact R.S. 13:2081.3, relative to the City Court of Monroe; to authorize the court to transfer certain funds into the court's general operational account; to provide for expenditure of the funds; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

### HOUSE BILL NO. 1143—

BY REPRESENTATIVES RICHMOND, LUCAS, MURRAY, AND ODINET AND SENATOR BAJOE

#### AN ACT

To amend and reenact R.S. 16:11(A), relative to the annual salary of assistant district attorneys payable by the state; to authorize the district attorney of Orleans Parish to reallocate the total amount fixed for the annual salary of his assistant district attorneys; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

### HOUSE BILL NO. 1144—

BY REPRESENTATIVE RICHMOND

#### AN ACT

To amend and reenact R.S. 16:16(A) and 16.1 and to enact R.S. 16:16.3, relative to court costs in criminal matters; to provide for fees for the office of the district attorney in the parish of Orleans; to provide for an additional nonrefundable fee in criminal matters; to require the judicial administrator of the Criminal District Court for the parish of Orleans to remit the money monthly to the district attorney's office; to provide for expenditure of the money collected; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

### HOUSE BILL NO. 1145—

BY REPRESENTATIVE HUTTER

#### AN ACT

To enact Civil Code Article 1582.1, relative to donations; to provide for witnesses; to prohibit persons from witnessing testaments; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

### HOUSE BILL NO. 1153—

BY REPRESENTATIVES DOWNER, R. CARTER, FAUCHEUX, TOOMY, AND WELCH

#### AN ACT

To enact R.S. 33:2012, to enact the Louisiana Fire Service Bill of Rights; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

## SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 1153 by Representative Downer

### AMENDMENT NO. 1

On page 1, line 10, after "promote" and before "are" delete "that the rights of the fire service in Louisiana" and insert in lieu thereof "the rights of members of the fire service in Louisiana and to insure that their rights"

### AMENDMENT NO. 2

On page 2, line 4, after "for the" and before "fire" insert "members of"

### AMENDMENT NO. 3

On page 2, line 5, after "Promotes" and before "right" delete "the fire service" and insert in lieu thereof "each member of a fire services"

### AMENDMENT NO. 4

On page 2, line 7, after "Promotes" and before "right" delete "the fire service" and insert in lieu thereof "each member of a fire services"

### AMENDMENT NO. 5

On page 2, line 12, after "Promotes" and before "right" delete "the fire service" and insert in lieu thereof "each member of a fire services"

### AMENDMENT NO. 6

On page 2, line 15, after "Promotes" and before "right" delete "the fire service" and insert in lieu thereof "each member of a fire services"

### AMENDMENT NO. 7

On page 2, line 17, after "Promotes" and before "right" delete "the fire service" and insert in lieu thereof "each member of a fire services"

**AMENDMENT NO. 8**

On page 2, line 20, after "Promotes" and before "right" delete "the fire service" and insert in lieu thereof "each member of a fire services"

**AMENDMENT NO. 9**

On page 2, line 22, after "Promotes" and before "right" delete "the fire service" and insert in lieu thereof "each member of a fire services"

**AMENDMENT NO. 10**

On page 3, line 1, after "Promotes" and before "right" delete "the fire service" and insert in lieu thereof "each member of a fire services"

**AMENDMENT NO. 11**

On page 3, line 4, after "Promotes" and before "right" delete "the fire service" and insert in lieu thereof "each member of a fire services"

**AMENDMENT NO. 12**

On page 3, line 7, after "Promotes" and before "right" delete "the fire service" and insert in lieu thereof "each member of a fire services"

On motion of Senator Cravins, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 1174—**

BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 30:2011(D)(9) and to enact R.S. 36:254(A)(15) and 354(A)(18), relative to significant discharges or releases; to require the secretaries of Departments of Environmental Quality, Health and Hospitals, and Natural Resources to give public notice of certain discharges and releases; and to provide for related matters.

Reported favorably by the Committee on Environmental Quality. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 1178—**

BY REPRESENTATIVE DEVILLIER

AN ACT

To amend and reenact R.S. 14:20(4), relative to justifiable homicide; to provide that a homicide committed by a person engaged in the acquisition, distribution, or possession with intent to distribute a controlled dangerous substance is not justifiable in certain circumstances; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 1227—**

BY REPRESENTATIVE BOWLER

AN ACT

To amend and reenact R.S. 9:315.40(2) and R.S. 46:236.3(A)(1), to enact R.S. 46:236.1.1 through 236.1.10, and to repeal R.S. 46:236.1, relative to child support programs; to provide for definitions; to provide for the responsibilities of the department; to provide for the promulgation of rules; to provide for the authority of the secretary; to provide for a financial institution data match system; to provide for the disclosure of records; to provide limitations of liability; to authorize consumer reporting; to direct the Louisiana State Law Institute to place the provisions of Part II of Chapter 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:231 through 261, into new Subparts A, B, and C and to amend the headings of Subparts B and C; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 1266—**

BY REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact Code of Criminal Procedure Article 914(B), relative to appeals; to provide for the time in which a motion for an appeal must be made; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 1279—**

BY REPRESENTATIVE SCHNEIDER

AN ACT

To amend and reenact R.S. 11:1301, to enact R.S. 11:1336 through 1338, to designate R.S. 11:1301 through 1338 as Part I of Chapter 4 of Title 11 of the Louisiana Revised Statutes of 1950, and to enact Part II of said Chapter 4, to be comprised of R.S. 11:1341 through 1344, relative to the Louisiana State Police Retirement System; to provide for definitions; to create an excess benefit plan; to provide with respect to qualification of the retirement system under Section 401(a) of the Internal Revenue Code; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Retirement.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Retirement to Reengrossed House Bill No. 1279 by Representative Schneider

**AMENDMENT NO. 1**

On page 1, line 6, change "Louisiana State Police" to "State Police Pension and"

On motion of Senator Boissiere, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 1281—**

BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R.S. 13:2586(C)(2) and 2587.1, R.S. 32:414(A)(3)(a) and (b), and R.S. 30:2522(3), 2531, 2531.5(D), 2531.6(A)(2), 2535(E), and 2544(D) and to repeal R.S. 30:2531.2, relative to littering; to provide for definitions; to prohibit intentional and simple littering; to provide for criminal and civil penalties; to provide for special court costs; to provide for jurisdiction of justices of the peace; to provide for prosecutorial powers of constables; to provide for enforcement; to provide for litter receptacles; to provide for litter-free zones; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 1281 by Representative Baldone

**AMENDMENT NO. 1**

On page 1, line 3, after "and (b), and" change "R.S. 30:2522(3)" to "R.S. 30:2418(B) and (I) and 2522(3)"

AMENDMENT NO. 2

On page 1, line 9, after "zones;" insert "to provide relative to fees collected on new tires; to provide relative to the disposal of waste tires;"

AMENDMENT NO. 3

On page 3, line 15, after "Section 3," change "R.S. 30:2522(3)" to "R.S. 30:2418(B) and (I) and 2522(3)"

AMENDMENT NO. 4

On page 3, between lines 16 and 17, insert the following:

"§2418. Waste tires

\* \* \*

B.(1) After January 1, 1990, it is unlawful for any person to dispose knowingly and intentionally of waste tires in the state, unless the waste tires are disposed of for processing, or collected for processing, at a permitted solid waste disposal facility, a permitted waste tire processing facility, or a waste tire collection center.

(2) Any person in violation of the provision of Paragraph (1) of this Subsection shall be subject to the penalties provided for in R.S. 30:2531.

\* \* \*

I. The fee ~~on new tires~~ authorized ~~to be levied~~ pursuant to R.S. 30:2413(A)(8) shall ~~be levied on all new tires and shall~~ not exceed two dollars per passenger/light truck/small farm service tire, five dollars per medium truck tire, and ten dollars per off-road tire. The secretary may provide for exemptions from the fees levied ~~on the sale of tires pursuant to this Chapter in the regulations provided for in Subsection H of this Section pursuant to this Chapter on the sale of certain tires which are de minimis in nature, including lawn mower tires, bicycle tires, and golf cart tires.~~

\* \* \*

On motion of Senator Lentini, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1331—

BY REPRESENTATIVE WINSTON

AN ACT

To enact R.S. 40:34(B)(1)(h)(vi), relative to birth certificates; to provide for the inclusion of the name of the father; to provide for certain evidence and procedures; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1347—

BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 13:717(C), (D)(1) and (2)(e), (F)(introductory paragraph), and (H) and 718(A), (B), and (I)(2) and to repeal R.S. 13:717(E) and 718(G), relative to the offices of commissioner for the Twenty-Fourth Judicial District Court; to provide for the qualifications and salary of the commissioners; to repeal the authority of the commissioners to hear criminal trials; to repeal the termination date of the office of commissioner; to require the sheriff of Jefferson Parish to collect the premium fee from each commercial surety underwriting criminal bail bonds in Jefferson Parish; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1352—

BY REPRESENTATIVE LAFLEUR

AN ACT

To amend and reenact R.S. 14:40.2(B)(3), relative to the crime of stalking; to provide that orders issued by a magistrate prohibiting contact with the victim of the crime of stalking can serve as the basis for increased penalties; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 1352 by Representative LaFleur

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 14:40.2(B)(3)" insert "and R.S.14:122" and after "stalking" insert "and retaliation against an elected office"

AMENDMENT NO. 2

On page 1, line 5, after "penalties;" insert "to provide for the crime of retaliation of an elected official and to provide for penalties;"

AMENDMENT NO. 3

On page 2, after line 5, insert the following:

"Section 2. R.S. 14:122 is hereby amended and reenacted to read as follows:

§14:122. Public intimidation **and Retaliation**

**A.** Public intimidation is the use of violence, force, or threats upon any of the following persons, with the intent to influence his conduct in relation to his position, employment, or duty:

\* \* \*

**B. Retaliation against elected official is the use of violence, force or threats upon a person who is elected to public office, where:**

**(1) the violence, force or threat is related to the duties of the elected official.**

**(2) Is in retaliation or retribution for actions taken by the elected official as part of his official duties.**

**C.** Whoever commits the crime of public intimidation **or retaliation against an elected official** shall be fined not more than one thousand dollars, or imprisoned, with or without hard labor, for not more than five years, or both.

On motion of Senator Lentini, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1492—

BY REPRESENTATIVES MONTGOMERY AND MURRAY

AN ACT

To amend and reenact R.S. 27:392(B)(2)(b) and (3) through (6) and to enact R.S. 27:392(B)(7), relative to the distribution of revenues derived under the Pari-mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to authorize appropriations of such revenues to certain entities serving the blind; to establish the Equine Health Studies Program Fund in the state treasury and to provide for the deposit of monies into the fund and for the uses of such monies; to provide for certain dedications; to make certain technical corrections; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 1492 by Representative Montgomery

AMENDMENT NO. 1

On page 3, delete lines 7 through 21 and insert the following:  
 " \* \* \* "

AMENDMENT NO. 2

On page 7, between lines 5 and 6 insert the following:

"(7) After compliance with the provisions of (1) through (6) of this Subsection, two hundred thousand dollars each fiscal year shall be deposited in and credited to the Beautification and Improvement of the New Orleans City Park Fund, herein after referred to as the "fund", which is hereby established in the state treasury. Monies in the fund shall be withdrawn only pursuant to appropriation by the legislature and shall be used solely and exclusively by the New Orleans City Park Improvement Association for the improvement and beautification of the New Orleans City Park. Monies in the fund shall be invested in the same manner as monies in the state general fund. Interest earned on the investment of monies in the fund shall be credited to the fund. Unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund."

AMENDMENT NO. 3

On page 7, line 6, change "(7)" to "(8)"

AMENDMENT NO. 4

On page 7, line 7, change "(6)" to "(7)"

AMENDMENT NO. 5

On page 7, line 17, change "July 1, 2004" to "May 21, 2003"

On motion of Senator Cravins the committee amendment was adopted. The amended bill was read by title and recommitted to the Committee on Finance.

**HOUSE BILL NO. 1501—**

BY REPRESENTATIVES SCHNEIDER, BEARD, DANIEL, McDONALD, MCVEA, AND SHAW

## AN ACT

To amend and reenact R.S. 11:2252, 2253(A)(1)(a)(ii) and (C), 2256(A)(5) and (E)(3), 2260(A)(6) and (8), 2261(A), and 2262(D)(2), to enact R.S. 11:2253(D), 2256(B)(1)(f), and 2260.1, and to repeal R.S. 11:2260(A)(11)(f), relative to the Firefighters' Retirement System; to provide with respect to the definition of terms; to provide for determinations of eligibility for membership in the system; to terminate the authority to merge employees of certain fire protection districts into the system; to provide for application of provisions of law regarding reemployment of retirees to all employees of the system; to define the term "surviving eligible spouse" for purposes of paying survivor benefits; to authorize the payment of refunded employee contributions based on emergency circumstances; to establish quorum and voting requirements for the members of the board of trustees; to delete provisions related to the joint administration with another retirement system; to provide authority for the correction of administrative errors; to establish standards by which system funds are invested; to provide with regard to delinquent contributions; to repeal provisions relative to the merger of individuals into the system, otherwise known as "Act 89 mergers"; to provide for effective dates; and to provide for related matters.

Reported favorably by the Committee on Retirement. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 1528—**

BY REPRESENTATIVE TOWNSEND  
 AN ACT

To amend and reenact Code of Criminal Procedure Article 814(A)(26) and (27), relative to responsive verdicts; to provide for responsive verdicts for theft and attempted theft; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 1549—**

BY REPRESENTATIVES DEWITT AND JOHNS  
 AN ACT

To amend and reenact R.S. 40:1299.44(C)(5), relative to the Medical Malpractice Act; to provide relative to the Patient's Compensation Fund; to provide for discovery; to provide for jury trials; to provide for the effect of certain provisions; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 1549 by Representative DeWitt

AMENDMENT NO. 1

On page 1, line 2, after "(C)(5)" insert "and (D)(2)(b)"

AMENDMENT NO. 2

On page 1, line 7, after "(C)(5)" delete "is" and insert "and (D)(2)(b) are"

AMENDMENT NO. 3

On page 2, at the beginning of line 1, after "(5)" insert "(a)"

AMENDMENT NO. 4

On page 2, line 14, after "The" delete "court" and insert "trier of fact"

AMENDMENT NO. 5

On page 2, between lines 23 and 24, insert the following:

"(b) The board shall not be entitled to file a suit or otherwise assert a claim against any qualified health care provider as defined in R.S. 40:1299.41(A)(1) on the basis that the qualified health care provider failed to comply with the appropriate standard of care in treating or failing to treat any patient.

(c) The board may apply the provisions of Civil Code Article 2323 or 2324, or both, to assert a credit or offset for the allocated percentage of negligence or fault of a qualified health care provider provided at least one of the following conditions is met:

(i) A payment has been made to the claimant by, in the name of, or on behalf of the qualified health care provider whose percentage of fault the board seeks to allocate.

(ii) A payment has been made to the claimant by, in the name of, or on behalf of another qualified health care provider in order to obtain a dismissal or release of liability of the qualified health care provider whose percentage of fault the board seeks to allocate, provided that there shall be no separate credit or offset for the fault of an employer or other vicariously liable entity who was not independently negligent or otherwise at fault and who makes a payment in order to obtain a dismissal or release of liability of a single qualified health care provider for whom the payor is vicariously liable.

(iii) All or a portion of a payment made by another qualified health care provider, by the insurer of another qualified health care provider, or by the employer of another qualified health care provider has been attributed to or allocated to the qualified health care provider whose percentage of fault the board seeks to allocate, provided that there shall be no separate credit or offset for the fault of an employer or other vicariously liable entity who was not independently negligent or otherwise at fault and who makes a payment in order to obtain a dismissal or release of liability of a single qualified health care provider for whom the payor is vicariously liable.

(iv) A medical review panel has determined that the qualified health care provider whose percentage of fault the board seeks to allocate failed to comply with the appropriate standard of care and

that the failure was a cause of the damage or injury suffered by the patient, or a medical review panel has determined that there is a material issue of fact, not requiring expert opinion, bearing on liability of the qualified health care provider whose percentage of fault the board seeks to allocate for consideration by the trier of fact.

(v) The qualified health care provider does not object within thirty days after notice of the board's intention to allocate the health care provider's percentage of fault is delivered via certified mail to the plaintiff, the qualified health care provider, and the qualified health care provider's professional liability insurer or to their attorneys.

(vi) The court determines, after a hearing in which the qualified health care provider whose percentage of fault the board seeks to allocate shall be given an opportunity to appear and participate, that there has been collusion or other improper conduct between the defendant health care providers to the detriment of the interests of the fund.

(d) Except where the sum of one hundred thousand dollars has been paid by, in the name of, or on behalf of the qualified health care provider whose percentage of fault the board seeks to allocate, in any case in which the board is entitled pursuant to the provisions of Civil Code Article 2323 or 2324, or both, to assert a credit or offset for the allocated percentage of negligence or fault of a qualified health care provider, the board shall have the burden of proving the negligence or fault of the qualified health care provider whose percentage of fault the board seeks to allocate.

(e) In approving a settlement or determining the amount, if any, to be paid from the patient's compensation fund, the trier of fact shall consider the liability of the health care provider as admitted and established where the insurer has paid its policy limits of one hundred thousand dollars, or where the self-insured health care provider has paid one hundred thousand dollars.

(f) In each instance in which a claimant seeks to recover any sum from the board, each qualified health care provider or insurer or employer of a qualified health care provider who has made or has agreed to make any payment, including any reimbursement of court costs, medical expenses, or other expenses, to the claimant, the claimant's attorney, or any other person or entity shall be required, not later than ten days after the filing of the petition for approval of the settlement, to file and serve upon the board an answer to the petition for approval of the settlement which sets forth a complete explanation of each such payment, to include the identity of each payee, the identity of each entity by or on whose behalf each payment has been or is to be made, each amount paid or to be paid directly or indirectly by, on behalf of, or which has been or is to be attributed or allocated to any qualified health care provider, the purpose of each such payment, and the precise nature of any collateral agreement which has been made or is to be made in connection with the proposed settlement.

D.(1)(a)	*	*	*
	*	*	*
	*	*	*
(2)(a)	*	*	*

(b) In addition to such other powers and authority elsewhere expressly or impliedly conferred on the board by this Part, the board shall have the authority, to the extent not inconsistent with the provisions of this Part, to:

(i)	*	*	*
	*	*	*

(x) Defend the fund from all claims due wholly or in part to the negligence or liability of a ~~non-covered health care provider or a product manufacturer, or both~~ anyone other than a qualified health care provider regardless of whether a ~~covered~~ qualified health care provider has settled and paid its statutory maximum, or has been adjudged liable or negligent.

(xi) Defend the fund from all claims arising under R.S. 40:1299.44(D)(2)(b)(x), and obtain indemnity and reimbursement to the fund of all amounts for which ~~the non-covered health care provider and/or product manufacturer~~ anyone other than a qualified health care provider may be held liable. The right of indemnity and

reimbursement to the fund shall be limited to that amount that the fund may be cast in judgment.

(xii) The right to apply the provisions of Civil Code Article 2323 or 2324, or both, to assert a credit or offset for the allocated percentage of negligence or fault of a qualified health care provider shall be governed by the provisions of R.S. 40:1299.44(C)(5)(c).

\* \* \*

On motion of Senator Ellington, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

#### HOUSE BILL NO. 1774—

BY REPRESENTATIVE POWELL

#### AN ACT

To amend and reenact R.S. 33:1448(G), relative to group insurance for sheriffs and deputy sheriffs; to require the sheriff of any parish with a population of between one hundred thousand and one hundred two thousand to pay certain premium costs of specified group insurance for certain retired officials and employees; to provide limitations; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. The bill was read by title and recommitted to the Committee on Finance.

#### HOUSE BILL NO. 1789 (Substitute for House Bill No. 465 by Representative Martiny)—

BY REPRESENTATIVE MARTINY

#### AN ACT

To enact R.S. 27:301(B)(16) and 311.1 through 311.6, relative to the Video Draw Poker Devices Control Law; to provide for the issuance of video draw poker employee permits; to provide for definitions; to require a video draw poker employee permit to work as a video draw poker employee; to provide definitions; to provide for classes of permits; to provide for suitability determinations; to provide for the term of a video draw poker employee permit; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

#### HOUSE BILL NO. 1797—

BY REPRESENTATIVE KENNEY

#### AN ACT

To amend and reenact R.S. 3:3105(B) and to enact R.S. 3:3107, relative to the importation of cervid species; to provide for entry requirements of cervid species into Louisiana; to provide for penalties; to provide for quarantines; and to provide for related matters.

Reported with amendments by the Committee on Agriculture, Forestry, Aquaculture and Rural Development.

#### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Agriculture, Forestry, Aquaculture and Rural Development to Engrossed House Bill No. 1797 by Representative Kenney

#### AMENDMENT NO. 1

On page 1, line 11, change "B." to "B. (1)"

#### AMENDMENT NO. 2

On page 1, between lines 14 and 15 insert the following:

"(2) In addition to the penalty imposed in Paragraph (1) of this Subsection, the penalties provided in R.S. 56:32 may be imposed for violations of this Part."



On motion of Senator Smith, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 1806—**

BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 15:598 and to enact R.S. 15:587.4, relative to criminal history records checks; to provide with respect to the authority of a municipal or parish fire department, a fire protection district, or a volunteer fire department to require such background checks; to provide for fees for processing such records checks; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 1812—**

BY REPRESENTATIVE FAUCHEUX

AN ACT

To enact R.S. 9:2796.2, relative to liability for damages; to provide for certain causes of action related to bonfire presentations on the Mississippi River levee; to provide for permits; to provide for certain restrictions; to provide for definitions; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 1839—**

BY REPRESENTATIVES BAYLOR AND L. JACKSON

AN ACT

To enact Children's Code Article 423(C)(6), relative to the authority of hearing officers in juvenile court; to authorize hearing officers to hear and make recommendations on all restraining orders filed in accordance with Children's Code Articles 1569 and 1570; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 1849—**

BY REPRESENTATIVE DEWITT

AN ACT

To amend and reenact R.S. 4:714(B) and to enact R.S. 4:725.1, relative to charitable gaming; to authorize the conducting of progressive pull-tabs; to create an exception to the total amount of prizes which can be awarded in any one charitable gaming session; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 1855—**

BY REPRESENTATIVE MORRELL

AN ACT

To amend and reenact R.S. 14:95.1(A), relative to possession or concealment of a firearm; to provide that it is unlawful for any person who has been convicted of a crime which is defined as a sex offense in R.S. 15:541(14.1) to possess a firearm or to carry a concealed weapon; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 1856—**

BY REPRESENTATIVE LAFLEUR

AN ACT

To enact R.S. 14:71(H) and (I), relative to the crime of issuing worthless checks; to provide for the evidence which may be introduced to prove violations of that crime; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 1891—**

BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R.S. 15:542.1(H)(1), relative to registration of sex offenders; to provide relative to exceptions of registration requirements; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 1891 by Representative Baldone

**AMENDMENT NO. 1**

On page 1, line 17, after "vacated" insert "~~or the offender is pardoned~~"

On motion of Senator Lentini, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 1907—**

BY REPRESENTATIVE WINSTON

AN ACT

To amend and reenact R.S. 9:355.12 and 355.13, relative to relocating the residence of a child; to provide for the determining factors; to provide relative to the burden of proof; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 1934—**

BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R.S. 40:1299.96(A)(2)(b), relative to health care records; to provide that defense counsel and insurance companies shall have access to health care records; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 1940—**

BY REPRESENTATIVE WOOTON

AN ACT

To amend and reenact R.S. 27:15(D) and (E), relative to the Louisiana Gaming Control Law; to provide that civil penalties imposed by the Louisiana Gaming Control Board are applicable to the land-based casino and live horse racing facilities conducting slot machine gaming; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary B to Engrossed House Bill No. 1940 by Representative Wooton

### AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete "R.S. 27:15(D) and (E)," and insert in lieu thereof "27:15(B)(10), (D) and (E), and 231,"

### AMENDMENT NO. 2

On page 1, line 5, after "gaming;" and before "and" insert "to delete the provision of law requiring the Louisiana Gaming Control Board to conduct meetings in the capitol complex; to delete the provision of law requiring the presence of an agent of the Louisiana Gaming Control Board to be present at all times during hours of operation at land-based casinos;"

### AMENDMENT NO. 3

On page 1, line 8, after "Section 1." delete "R.S. 27:15(D) and (E)" and insert in lieu thereof "R.S. 27:15(B)(10), (D) and (E), and 231,"

### AMENDMENT NO. 4

On page 1, between lines 11 and 12 insert the following:

B. The board shall:

\* \* \*

(10) Arrange for a location ~~in the capitol complex in the parish of East Baton Rouge~~ for meetings which has adequate space to accommodate the public.

\* \* \*

### AMENDMENT NO. 5

On page 2, after line 23, insert the following:

§231. Corporation responsibilities relating to gaming operations

\* \* \*

B. The corporation, through its agents, shall be ~~present and~~ available for public inquiry or complaint at all times during hours of operation in the official gaming establishment.

\* \* \*

On motion of Senator Cravins, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

### HOUSE BILL NO. 1956—

BY REPRESENTATIVE WELCH

AN ACT

To enact R.S. 40:2405.4, relative to peace officers; to require applicants for jobs as peace officers to provide a DNA sample and fingerprint prior to commencing the discharge of duties as a peace officer; to require law enforcement agencies to conduct criminal background checks of applicants for the job of peace officers; to provide for voluntary testing of currently employed peace officers; to provide for the adoption of rules; to provide for storage of DNA material and procedures prior to testing; to provide for purposes for which the DNA may be tested; to provide for alternative samples; to provide for definitions; to provide for penalties for unauthorized use of DNA samples; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 1956 by Representative Welch

### AMENDMENT NO. 1

On page 2, line 14, change "follicle of his hair" to "biological sample"

### AMENDMENT NO. 2

On page 2, line 15, change "follicle" to "biological sample"

### AMENDMENT NO. 3

On page 2, line 16, change "of his hair"

On motion of Senator Lentini, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

### HOUSE BILL NO. 1959—

BY REPRESENTATIVE WINSTON

AN ACT

To enact R.S. 26:85.1, relative to the Alcoholic Beverage Control Law; to authorize a person to engage in business as a manufacturer and as a retailer at the same time under specified circumstances; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

### HOUSE BILL NO. 1981—

BY REPRESENTATIVE MARTINY

AN ACT

To enact R.S. 14:106.2, relative to offenses affecting the general peace and order; to prohibit the engaging of certain sexual acts in public; to provide for criminal penalties; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 1981 by Representative Martiny

### AMENDMENT NO. 1

On page 1, line 12, after "dollars" change "or" to "and" and after "not" insert "less than ten days nor"

### AMENDMENT NO. 2

On page 1, line 13, after "year" delete ", or both"

On motion of Senator Lentini, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

### HOUSE BILL NO. 2008 (Substitute for House Bill No. 1676 by Representatives Kennard and Ansardi)—

BY REPRESENTATIVES ANSARDI, KENNARD, AND MURRAY

AN ACT

To amend and reenact R.S. 13:3041, 3042, 3044(C), and 3106 and R.S. 23:965(A)(1) and to enact R.S. 13:3042.1 and 3050, relative to jury service; to provide for public policy; to provide for waivers of petit jury service; to provide for postponements of petit jury service; to provide for frequency of service on juries; to provide for the Lengthy Trial Fund; to provide for applicability of certain provisions in Orleans Parish; to provide for the prohibition against dismissal of employees for jury service; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

### HOUSE BILL NO. 2009 (Substitute for House Bill No. 1012 by Representative Devillier)—

BY REPRESENTATIVE DEVILLIER

AN ACT

To enact R.S. 40:962.1.1, relative to the Uniform Controlled Dangerous Substances Law; to provide for the crime of possession of twelve grams or more of ephedrine,

pseudoephedrine, or phenylpropanolamine or their salts; to provide for penalties; to provide for applicability; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

#### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 2009 by Representative Devillier

##### AMENDMENT NO. 1

On page 2, after line 26, insert the following:

"(6) Any manufacturer, wholesaler, distributor, or retail business which sells, transfers, or otherwise furnishes products to customers for medicinal purposes, which products contain ephedrine, pseudoephedrine, or phenylpropanolamine or their salts, optical isomers, and salts or optical isomers, while acting within the scope and course of that business."

On motion of Senator Lentini, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

#### **HOUSE BILL NO. 2013 (Substitute Bill for House Bill No. 1725 by Representative Townsend)— BY REPRESENTATIVE TOWNSEND AN ACT**

To amend and reenact R.S. 44:4.1(B)(1) and to enact Part XVI of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:559.1 through 559.13 and R.S. 36:629(Q) and 919.7 and R.S. 56:319(F), relative to aquacultural development; to create the Louisiana Aquaculture Coordinating Council; to provide for the membership, organization, powers, and duties of the Louisiana Aquaculture Coordinating Council; to provide for the powers of the commissioner of the Department of Agriculture and Forestry; to provide relative to authority from the Department of Wildlife and Fisheries to possess certain fish; to require certain aquatic producers to obtain a license or permit; to provide for fees for the issuance of such license or permit; to establish criteria for inspecting licensed facilities; to provide for the deposit and disbursement of fees and penalties; to enumerate violations; to provide for investigations of facilities; to provide civil penalties for violations; and to provide for related matters.

Reported with amendments by the Committee on Agriculture, Forestry, Aquaculture and Rural Development.

#### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development to Reengrossed House Bill No. 2013 by Representative Townsend.

##### AMENDMENT NO. 1

On page 1, line 4, after "919.7" delete the remainder of the line and on line 5, delete "56:319(F)"

##### AMENDMENT NO. 2

On page 3, line 10, after "Pangasiidae" change the comma "," to a period "." and delete the remainder of the line and delete lines 11 through 13, in their entirety.

##### AMENDMENT NO. 3

On page 9, at the end of line 11, add the following: "However, any gamefish whose sale is prohibited by R.S. 56:327 shall not be raised for sale for human consumption."

##### AMENDMENT NO. 4

On page 13, between lines 19 and 20, insert the following:

"E. Any person who is licensed to engage in aquacultural activities under the provisions of this Part shall be exempt from the prohibitions, restrictions, regulations, and limitations contained in Title 56 of the Louisiana Revised Statutes of 1950 and in Title 76 of the Louisiana Administrative Code to the extent such prohibitions, restrictions, regulations, or limitations are in conflict with the activities permitted under the license."

##### AMENDMENT NO. 5

On page 20, delete lines 16 through 26 in their entirety and on page 21, delete lines 1 through 4 in their entirety.

##### AMENDMENT NO. 6

On page 21, line 5, change "Section 5." to "Section 4."

##### AMENDMENT NO. 7

On page 21, line 9, change "Section 6." to "Section 5."

On motion of Senator Smith, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

#### **HOUSE BILL NO. 2014 (Substitute for House Bill No. 1224 by Representative Walsworth)— BY REPRESENTATIVES WALSWORTH, DEWITT, AND JOHNS AN ACT**

To amend and reenact R.S. 40:1299.39.1(A)(2)(c) and (I)(3) and (4) and 1299.47(A)(2)(c) and (I)(2)(b) and to enact R.S. 40:1299.47(I)(2)(c) and (d), relative to medical malpractice review panels; to provide for the failure to appoint an attorney chairman of the state and the private medical review panels within one year from the date of request; to provide for the dismissal of claims; to provide for unanimous decisions by state and private medical review panels; to provide for the payment of the costs; to provide for the posting of a cash or surety bond in certain circumstances; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

#### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 2014 by Representative Walsworth

##### AMENDMENT NO. 1

On page 1, line 2, after "(I)", delete the remainder of the line and insert "(3), (4) and (5) and"

##### AMENDMENT NO. 2

On page 1, line 4, after "(d)" insert "and (3)"

##### AMENDMENT NO. 3

On page 1, line 12, after "(I)", delete the remainder of the line and insert "(3), (4) and (5) and"

##### AMENDMENT NO. 4

On page 1, line 14, after "(d)" insert "and (3)"

##### AMENDMENT NO. 5

On page 4, delete lines 4 through 6 in their entirety, and insert the following: "shall swear under oath to the attorney chairman of the state medical review panel that the claimant cannot afford the costs of the state medical review panel as they accrue, then submit to the attorney chairman prior to the convening of the state medical review panel an in forma pauperis ruling issued in accordance with Louisiana Code of Civil Procedure Articles 5181, et seq., by a district court in a venue in which the malpractice claim could properly be brought upon the conclusion of the state medical review panel

process. Upon timely receipt of the in forma pauperis ruling, the costs of the state medical"

### AMENDMENT NO. 6

On page 4, delete lines 22 through 26 in their entirety

### AMENDMENT NO. 7

On page 5, delete lines 1 through 8 in their entirety and insert the following:

"defendant state or person covered by this Part shall not be required to post a cash or surety bond in the amount of all costs of the state medical review panel. However, upon the conclusion of the medical malpractice suit, the court shall order that the defendant state or person covered by this Part reimburse to the claimant the costs of the state medical review panel unless a final judgment is rendered finding that the defendant state or person covered by this Part has no liability for damages to the claimant."

### AMENDMENT NO. 8

On page 5, between lines 8 and 9 insert the following:

"(5) If the state medical review panel decides that there is a material issue of fact bearing on liability for consideration by the court, the claimant and the state shall split the costs of the state medical review panel. However, in those instances in which the claimant is unable to pay his share of the costs of the state medical review panel, the claimant shall swear under oath to the attorney chairman of the state medical review panel that the claimant cannot pay his share of the costs of the state medical review panel as they accrue. The claimant's share of the costs of the state medical review panel shall then be paid by the state submit to the attorney chairman prior to the convening of the state medical review panel an in forma pauperis ruling issued in accordance with Louisiana Code of Civil Procedure Article 5181, et seq., by a district court in a venue in which the malpractice claim could properly be brought upon the conclusion of the state medical review panel process. Upon timely receipt of the in forma pauperis ruling, the costs of the state medical review panel shall be paid by the state with the proviso that if the claimant subsequently receives a settlement or receives a judgment, the advance payment of the claimant's share of the costs of the state medical review panel shall be reimbursed by him to the state."

### AMENDMENT NO. 9

On page 7, delete lines 9 through 12 in their entirety and insert the following:

"swear under oath to the attorney chairman of the medical review panel that said claimant cannot afford the costs of the medical review panel as they accrue, then the costs of the medical review panel shall be paid by the health care provider, submit to the attorney chairman prior to the convening of the medical review panel an in forma pauperis ruling issued in accordance with Louisiana Code of Civil Procedure Articles 5181, et seq., by a district court in a venue in which the malpractice claim could properly be brought upon the conclusion of the medical review panel process. Upon timely receipt of the in forma pauperis ruling, the costs of the medical review panel shall be paid by the defendant health care provider with the proviso that if the claimant"

### AMENDMENT NO. 10

On page 8, between lines 10 and 11, insert the following:

"(3) If the medical review panel decides that there is a material issue of fact bearing on liability for consideration by the court, the claimant and the health care provider shall split the costs of the medical review panel. However, in those instances in which the claimant is unable to pay his share of the costs of the medical review panel, the claimant shall swear under oath to the attorney chairman of the medical review panel that said claimant cannot pay his share of the costs of the state medical review panel as they accrue. The claimant's share of the costs of the state medical review panel shall then be paid by the health care provider submit to the attorney chairman prior to the convening of the medical review panel an in forma pauperis ruling issued in accordance with Louisiana Code of

Civil Procedure Article 5181, et seq., by a district court in a venue in which the malpractice claim could properly be brought upon the conclusion of the medical review panel process. Upon timely receipt of the in forma pauperis ruling, the costs of the medical review panel shall be paid by the defendant health care provider with the proviso that if the claimant subsequently receives a settlement or receives a judgment, the advance payment of the claimant's share of the costs of the medical review panel will be offset."

On motion of Senator Ellington, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

### HOUSE BILL NO. 2017 (Substitute for House Bill No. 641 by Representative Winston)—

BY REPRESENTATIVE WINSTON

AN ACT

To enact R.S. 15:587.1(H), relative to the Louisiana Bureau of Criminal Identification and Information; to provide with respect to the duty to provide information; to provide that licensed child placement agencies and persons authorized to conduct preplacement home studies shall have access to criminal history information on certain persons; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

### HOUSE BILL NO. 2028 (Substitute for House Bill No. 1240 by Representative Townsend) (Duplicate of SB 1040)—

BY REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact R.S. 26:2(7), 71(A)(introductory paragraph) and (1), 80(B) and (C)(2), 85, 271(A)(introductory paragraph) and (5), 273(A)(2) through (5) and (B), and 280(B) and to enact R.S. 26:2(20), relative to alcoholic beverages; to require certain persons to obtain a permit to deal in alcoholic beverages; to provide for requirements; to provide exemptions; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

## Reconsideration

On motion of Senator McPherson, pursuant to the previous notice given, the vote by which the following bill failed to pass on Tuesday, June 3, 2003 was reconsidered.

### SENATE BILL NO. 561—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact the introductory paragraph of R.S. 36:801 and to enact R.S. 36:610(J) and Subpart I-I of Part I of Chapter 2 of Title 56 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 56:799.1 through 799.4, relative to the White Lake Property Fund; to create the White Lake Property Fund in the state treasury as a fund within the Louisiana Wildlife and Fisheries Conservation Fund; to provide for deposits of monies into the fund; to provide for investment and uses of monies in the fund; to create the White Lake Property Advisory Board; to provide for its domicile, membership and duties; to authorize the board to solicit and accept donations; to provide for an effective date; and to provide for related matters.

On motion of Senator McPherson, the bill was read by title and returned to the Calendar, subject to call.

**Senator Lambert in the Chair****Special Order of the Day**

The following Senate Bill on Third Reading and Final Passage, which was made Special Order of the Day No. 1, was taken up and acted upon as follows:

**SENATE BILL NO. 182—**

BY SENATORS C. JONES, BAJOE, BOISSIERE, CRAVINS, FIELDS, HOLDEN, IRONS, JOHNSON AND TARVER AND REPRESENTATIVES BAYLOR, BROOME, K. CARTER, CURTIS, GALLOT, GLOVER, GREEN, GUILLORY, HONEY, HUDSON, HUNTER, L. JACKSON, M. JACKSON, LUCAS, MORRELL, MURRAY, PEYCHAUD, QUEZAIRE, RICHMOND, SWILLING AND WELCH

**A JOINT RESOLUTION**

Proposing to amend Article IV, Section 8 of the Constitution of Louisiana, relative to the powers and duties of the attorney general; to provide that the attorney general may investigate, in cooperation with the district attorney, sheriff, and municipal police with jurisdiction and the state police, and prosecute any homicide involving a state elected official; to provide for definitions; and to specify an election for submission of the proposition to electors; and provide a ballot proposition.

The bill was read by title. Senator C. Jones moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dardenne	Lambert
Adley	Dupre	Marionneaux
Bajoie	Fields	McPherson
Barham	Heitmeier	Mount
Boissiere	Hines	Schedler
Cain	Holden	Smith
Chaisson	Irons	Tarver
Cravins	Jones, CD	Thomas
Total—24		

**NAYS**

Dean	Jones, B	Romero
Ellington	Malone	Theunissen
Fontenot	Michot	
Total—8		

**ABSENT**

Bean	Hoyt	Ullo
Gautreaux	Johnson	
Hollis	Lentini	
Total—7		

The Chair declared the bill failed to pass. Senator Malone moved to reconsider the vote by which the bill failed to pass and laid the motion on the table.

**Rules Suspended**

Senator Hainkel asked for and obtained a suspension of the rules for the purpose of advancing to the order of House Bills on Third Reading and Final Passage, Subject to Call.

Senator Chaisson objected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Ellington	Mount
Adley	Fields	Romero
Bajoie	Heitmeier	Schedler
Barham	Holden	Smith
Boissiere	Hoyt	Tarver
Cain	Jones, B	Theunissen
Cravins	Jones, CD	Thomas
Dardenne	Lambert	Ullo
Dean	Marionneaux	
Dupre	Michot	
Total—28		

**NAYS**

Chaisson	Malone
Hines	McPherson
Total—4	

**ABSENT**

Bean	Hollis	Lentini
Fontenot	Irons	
Gautreaux	Johnson	
Total—7		

The Chair declared the rules were suspended.

**House Bills and Joint Resolutions on  
Third Reading and Final Passage,  
Subject to Call**

The following House Bills and Joint Resolutions on third reading and final passage, subject to call, were taken up and acted upon as follows:

**Called from the Calendar**

Senator Hainkel asked that House Bill No. 424 be called from the Calendar at this time for its final passage.

**HOUSE BILL NO. 424—**

BY REPRESENTATIVES PITRE AND WALSWORTH  
A JOINT RESOLUTION

Proposing to amend Article I, Section 4 of the Constitution of Louisiana, to authorize the legislature to place limitations on the extent of recovery for the taking of, or loss or damage to, property rights affected by coastal wetlands conservation, management, preservation, enhancement, creation, or restoration activities; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

**Motion**

Senator Romero moved the previous question on the entire subject matter.

Without objection, so ordered.

The bill was read by title. Senator Hainkel moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Fields	Lambert
Adley	Gautreaux	Michot
Barham	Heitmeier	Mount
Boissiere	Hines	Romero
Cain	Hollis	Schedler
Cravins	Hoyt	Smith
Dardenne	Irons	Tarver
Dean	Johnson	Theunissen
Dupre	Jones, B	Thomas
Ellington	Jones, CD	Ullo
Total—30		

**NAYS**

Bajoie	Holden	Marionneaux
Chaisson	Lentini	
Total—5		

**ABSENT**

Bean	Malone
Fontenot	McPherson
Total—4	

The Chair declared the bill was passed. The title was read and adopted. Senator Hainkel moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**Senate Bills and Joint Resolutions  
Returned from the House  
of Representatives with Amendments**

The following Senate Bills and Joint Resolutions returned from the House of Representatives with amendments were taken up and acted upon as follows:

**SENATE BILL NO. 50—**

BY SENATORS THEUNISSEN, HOYT AND MOUNT  
AN ACT

To amend and reenact R.S. 17:432(A)(1), (B), (C), (D), and (E) and 432.1(A), (B)(1), (C), (D), and (E), relative to awards for various school employees; to eliminate the limit on the amount of money that may be provided for such awards; to require school board approval of the amount of money provided for such awards; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 50 by Senator Theunissen

**AMENDMENT NO. 1**

On page 1, line 15, following "local" and before "school" insert "public"

**AMENDMENT NO. 2**

On page 2, line 9, following "local" and before "school" insert "public"

**AMENDMENT NO. 3**

On page 3, lines 2 and 21, following "local" and before "school" insert "public"

**AMENDMENT NO. 4**

On page 4, line 13, following "local" and before "school" insert "public"

**AMENDMENT NO. 5**

On page 4, delete lines 6 through 9

**AMENDMENT NO. 6**

On page 4, line 19, following "each" and before "school" delete "parish or city"

Senator Theunissen moved to concur in the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Adley	Gautreaux	Lentini
Bajoie	Heitmeier	Marionneaux
Barham	Hines	Michot
Boissiere	Holden	Mount
Cain	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Tarver
Dupre	Jones, B	Theunissen
Ellington	Jones, CD	Thomas
Fields	Lambert	Ullo
Total—33		

**NAYS**

Total—0

**ABSENT**

Mr. President	Dean	Malone
Bean	Fontenot	McPherson
Total—6		

The Chair declared the amendments proposed by the House were concurred in. Senator Theunissen moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

**SENATE BILL NO. 55—**

BY SENATOR FIELDS

AN ACT

To enact R.S. 22:636.1(L), relative to automobile insurance; to prohibit insurers from canceling automobile insurance under certain circumstances; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Insurance to Reengrossed Senate Bill No. 55 by Senator Fields

**AMENDMENT NO. 1**

On page 1, line 12, after "a" insert "single"

Senator Fields moved to concur in the amendments proposed by the House.

June 4, 2003

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Adley	Gautreaux	Marionneaux
Bajoie	Heitmeier	Michot
Barham	Hines	Mount
Boissiere	Holden	Romero
Cain	Hollis	Schedler
Chaisson	Hoyt	Smith
Cravins	Irons	Tarver
Dardenne	Johnson	Theunissen
Dean	Jones, B	Thomas
Dupre	Jones, CD	Ullo
Ellington	Lambert	
Fields	Lentini	
Total—34		

**NAYS**

Total—0

**ABSENT**

Mr. President	Fontenot	McPherson
Bean	Malone	
Total—5		

The Chair declared the amendments proposed by the House were concurred in. Senator Fields moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

**SENATE BILL NO. 112—**

BY SENATOR THEUNISSEN AND REPRESENTATIVE CRANE  
AN ACT

To amend and reenact R.S. 17:10.4(D)(1), relative to school and district accountability; to allow distinguished educators who are active employees of a public postsecondary institution or any city or parish or other local school system to be granted a leave of absence from such employment up to six years; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 112 by Senator Theunissen

**AMENDMENT NO. 1**

On page 1, line 5 and on page 2, lines 1 and 7, following "local" and before "school" insert "public"

Senator Theunissen moved to concur in the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Adley	Gautreaux	Malone
Bajoie	Heitmeier	Marionneaux
Barham	Hines	Michot
Boissiere	Holden	Mount
Cain	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Tarver

Dean  
Dupre  
Ellington  
Fields  
Total—35

Jones, B  
Jones, CD  
Lambert  
Lentini

Theunissen  
Thomas  
Ullo

**NAYS**

Total—0

**ABSENT**

Mr. President	Fontenot
Bean	McPherson
Total—4	

The Chair declared the amendments proposed by the House were concurred in. Senator Theunissen moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

**SENATE BILL NO. 126—**

BY SENATOR THEUNISSEN AND REPRESENTATIVE CRANE  
AN ACT

To amend and reenact R.S. 17:31(A)(1), the introductory paragraph of (2)(a), (2)(a)(iv), the introductory paragraph of (2)(b), (2)(b)(iv) and (v), and (c), 32(B), the introductory paragraph of 33(A), and 33(A)(2) and (B), and to enact R.S. 17:31(A)(2)(d) and (e), relative to the State Advisory Commission on Teacher Education and Certification; to revise and increase the membership; to provide for the transaction of business; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 126 by Senator Theunissen

**AMENDMENT NO. 1**

On page 2, line 11, following "local" and before "school" insert "public"

Senator Theunissen moved to concur in the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Adley	Gautreaux	Malone
Bajoie	Heitmeier	Marionneaux
Barham	Hines	Michot
Boissiere	Holden	Mount
Cain	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Tarver
Dean	Jones, B	Theunissen
Dupre	Jones, CD	Thomas
Ellington	Lambert	Ullo
Fields	Lentini	
Total—35		

**NAYS**

Total—0

**ABSENT**

Mr. President	Fontenot
---------------	----------

Bean McPherson  
Total—4

The Chair declared the amendments proposed by the House were concurred in. Senator Theunissen moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

### SENATE BILL NO. 294— BY SENATOR DARDENNE

#### AN ACT

To amend and reenact R.S. 37:751(A)(6), 752(2), 780(B)(1), 791(B), 1744(A)(1) and (2), and 1745(A)(1) and (2) and to enact R.S. 37:794(C) and (D) and 795(B)(1)(l) relative to the dental practice act; to provide definitions; to provide with respect to the burden of proof and decisions for certain hearings; to provide for inventory requirements; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

### LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 294 by Senator Dardenne

#### AMENDMENT NO. 1

On page 2, line 25, following "by" and before "clear" delete "the"

#### AMENDMENT NO. 2

On page 3, line 24, following "Subsection," and before "the" delete "a"

#### AMENDMENT NO. 3

On page 4, line 25, following "(1)" and before "fees" change "miscellaneous" to "Miscellaneous"

#### AMENDMENT NO. 4

On page 5, delete lines 9 through 24 and insert the following:

"(1) "Board" means Louisiana State Board of Medical Examiners, Louisiana State Board of Dentistry, Louisiana Board of Chiropractic Examiners, Louisiana State Board of Optometry Examiners, Louisiana State Board of Physical Therapy Examiners, Louisiana State Board of Examiners for Psychologists, Louisiana State Board of Nursing, Louisiana Licensed Professional Counselors Board of Examiners, Louisiana State Board of Practical Nurse Examiners, Louisiana Licensed Professional Counselors Board of Examiners, or Louisiana Board of Pharmacy.

(2) "Health care provider" means a person, partnership, or corporation, licensed by this state to provide health care or professional services as a physician, dentist, chiropractor, podiatrist, optometrist, physical therapist, psychologist, licensed professional counselor, registered or licensed practical nurse, pharmacist, and any officer, employee, or agent thereof acting in the course and scope of his employment."

#### AMENDMENT NO. 5

On page 6, line 9, following "Examiners," change "and" to "or"

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Walsworth to Reengrossed Senate Bill No. 294 by Senator Dardenne

#### AMENDMENT NO. 1

On page 1, line 4, after "(D)" and before "relative" delete "and 795(B)(1)(l)"

#### AMENDMENT NO. 2

On page 1, line 11, after "(D)" and before "are" delete "and 795(B)(1)(l)"

#### AMENDMENT NO. 3

On page 4, delete lines 20 through 26

#### AMENDMENT NO. 4

On page 5, delete lines 1 through 3

Senator Dardenne moved to concur in the amendments proposed by the House.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Adley	Gautreaux	Marionneaux
Bajoie	Heitmeier	Michot
Barham	Hines	Mount
Boissiere	Holden	Romero
Cain	Hollis	Schedler
Chaisson	Hoyt	Smith
Cravins	Irons	Tarver
Dardenne	Johnson	Theunissen
Dean	Jones, CD	Thomas
Dupre	Lambert	Ullo
Ellington	Lentini	
Fields	Malone	
Total—34		

#### NAYS

Total—0

#### ABSENT

Mr. President	Fontenot	McPherson
Bean	Jones, B	
Total—5		

The Chair declared the amendments proposed by the House were concurred in. Senator Dardenne moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

### SENATE BILL NO. 296— BY SENATOR DARDENNE

#### AN ACT

To amend and reenact R.S. 37:786, relative to the practice of dentistry; to provide for judicial review of decisions made by the board of dentistry; to provide for procedures; to provide for the furnishing of security; to provide for the filing of additional evidence; to provide for reversal or modification of board decisions under certain specified circumstances; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bowler to Reengrossed Senate Bill No. 296 by Senator Dardenne

#### AMENDMENT NO. 1

On page 2, delete lines 19 through 21 and insert the following:

"B. Neither the board nor any person acting on behalf of the board shall be entitled to judicial review of any decision rendered by board or any disciplinary committee thereof."

#### AMENDMENT NO. 2

On page 5, line 20, after "sustainable by" delete "clear and convincing" and insert "preponderance of"



AMENDMENT NO. 3

On page 5, line 22, between "own" and "evaluation" insert "determination and conclusions of fact by a preponderance of evidence based upon its own"

Senator Dardenne moved to reject the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Adley	Heitmeier	Marionneaux
Bajoie	Hines	Michot
Barham	Holden	Mount
Boissiere	Hollis	Romero
Cain	Hoyt	Schedler
Chaisson	Irons	Smith
Cravins	Johnson	Tarver
Dardenne	Jones, B	Theunissen
Dupre	Jones, CD	Thomas
Ellington	Lambert	Ullo
Fields	Lentini	
Gautreaux	Malone	
Total—34		

**NAYS**

Dean  
Total—1

**ABSENT**

Mr. President	Fontenot
Bean	McPherson
Total—4	

The Chair declared the amendments proposed by the House were rejected. Senator Dardenne moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

**SENATE BILL NO. 330—**  
BY SENATOR BOISSIERE**AN ACT**

To enact R.S. 11:153(L), relative to the Sheriffs' Pension and Relief Fund; to provide with respect to purchase of military service credit for years of active duty military service in the Vietnam Conflict; to provide with respect to employee contributions; to provide with respect to employer contributions; to provide for severability; to provide for an effective date; and to provide for related matters.

On motion of Senator Adley, the bill was read by title and returned to the Calendar, subject to call.

**SENATE BILL NO. 378—**  
BY SENATOR SCHEDLER**AN ACT**

To enact R.S. 40:2009, relative to facilities participating in the Medicaid Residential Treatment Option; to provide for mandatory accreditation of facilities providing residential supports and services by either Joint Commission on the Accreditation of Health Care Organizations or the Council on the Accreditation of Rehabilitation; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Health and Welfare to Engrossed Senate Bill No. 378 by Senator Schedler

AMENDMENT NO. 1

On page 1, line 4, delete "either" and insert "the"

AMENDMENT NO. 2

On page 1, line 5, after "Organizations" delete "or" and insert a comma ","

AMENDMENT NO. 3

On page 1, line 6, after "Rehabilitation" and before the semi-colon ";", insert "Facilities, or the Council on Accreditation for Children and Family Services"

AMENDMENT NO. 4

On page 1, at the end of line 14, after "shall" delete the comma ","

AMENDMENT NO. 5

On page 1, delete line 15 in its entirety

AMENDMENT NO. 6

On page 2, at the beginning of line 1, delete "program."

AMENDMENT NO. 7

On page 2, line 2, after the comma "," delete "or"

AMENDMENT NO. 8

On page 2, line 4, after "Accreditation" insert "for Children and Family Services"

AMENDMENT NO. 9

On page 2, after line 6, insert the following:

"C. Notwithstanding any law to the contrary, the Department of Health and Hospitals shall be the only agency responsible for licensing any facility participating in the Medicaid Residential Treatment Option."

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 378 by Senator Schedler

AMENDMENT NO. 1

On page 2, line 1, before "be" delete "either"

Senator Schedler moved to concur in the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Adley	Heitmeier	Marionneaux
Bajoie	Hines	Michot
Barham	Holden	Mount
Cain	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Tarver
Dean	Jones, B	Theunissen
Dupre	Jones, CD	Thomas
Ellington	Lambert	Ullo
Fields	Lentini	
Gautreaux	Malone	
Total—34		

**NAYS**

Total—0

## ABSENT

Mr. President	Boissiere	McPherson
Bean	Fontenot	
Total—5		

The Chair declared the amendments proposed by the House were concurred in. Senator Schedler moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

## SENATE BILL NO. 388—

BY SENATORS SCHEDLER, BAJOE, C. JONES AND HOLDEN  
AN ACT

To enact R.S. 46:153.3(C), relative to medical vendor reimbursements; to prohibit restrictions on the prescribing of atypical antipsychotic drugs for Louisiana Medicaid recipients; to prohibit restrictions of prescription drugs for those Medicaid recipients who are diagnosed with HIV/AIDS; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

## HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 388 by Senator Schedler

### AMENDMENT NO. 1

On page 1, delete lines 2 through 6 and insert:

"To enact R.S. 46:153.3(C), relative to prescription drugs used in the treatment of HIV/AIDS, hepatitis C, and schizophrenia; to provide a list of drugs which shall be exempt from the Department of Health and Hospitals' prior approval requirements; and to provide for related matters."

### AMENDMENT NO. 2

On page 1, line 14 after "shall not" delete "establish any limits on, or"

### AMENDMENT NO. 3

On page 1, line 15 after "restrict by" delete "any"

### AMENDMENT NO. 4

On page 2, lines 5 and 6 delete "formulary limits or restrictions" and insert "prior authorization provisions"

### AMENDMENT NO. 5

On page 2, line 16 delete "formulary limitations" and insert "prior authorization provisions"

## HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Montgomery to Reengrossed Senate Bill No. 388 by Senators Schedler, et al.

### AMENDMENT NO. 1

In Amendment No. 1 proposed by the House Committee on Health and Welfare and adopted by the House on June 1, 2003, on page 1, line 4 delete "and" and after "schizophrenia" and before the semicolon "," insert "and seizure disorders"

### AMENDMENT NO. 2

On page 2, line 3 after "C" change "and" to a comma "," and on line 4 after "schizophrenia" delete the period ." and insert a comma "," and "and seizures"

### AMENDMENT NO. 3

On page 2, line 12 after "disease" delete the period ." and insert "or seizure disorder."

## HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Reengrossed Senate Bill No. 388 by Senators Schedler, et al.

### AMENDMENT NO. 1

In Amendment No. 1 adopted by the House Committee on Health and Welfare and adopted by the House on June 1, 2003, at the end of line 4, delete the semicolon "," and add "or mental illness with psychotic symptoms."

### AMENDMENT NO. 2

On page 2, line 4, after "schizophrenia" delete the period ." and add "or mental illness with psychotic symptoms."

### AMENDMENT NO. 3

On page 2, line 14, after "schizophrenia" and before "for" insert "or mental illness with psychotic symptoms"

Senator Schedler moved to reject the amendments proposed by the House.

## ROLL CALL

The roll was called with the following result:

## YEAS

Adeley	Heitmeier	Malone
Barham	Hines	Marionneaux
Cain	Holden	Michot
Chaisson	Hollis	Mount
Cravins	Hoyt	Romero
Dardenne	Irons	Schedler
Dean	Johnson	Smith
Dupre	Jones, B	Tarver
Ellington	Jones, CD	Theunissen
Fields	Lambert	Thomas
Gautreaux	Lentini	Ullo
Total—33		

## NAYS

Total—0

## ABSENT

Mr. President	Bean	Fontenot
Bajoie	Boissiere	McPherson
Total—6		

The Chair declared the amendments proposed by the House were rejected. Senator Schedler moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

## Rules Suspended

Senator Ellington asked for and obtained a suspension of the rules for the purpose of reverting to the Morning Hour.

## Introduction of Senate Resolutions

Senator Lambert asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Resolutions a first and second time and acting upon them as follows:

## SENATE RESOLUTION NO. 64—

BY SENATOR HEITMEIER

## A RESOLUTION

To urge and request the Senate Committee on Transportation, Highways and Public Works to study certain safety issues of railroad operations in Louisiana.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Transportation, Highways, and Public Works.

### Messages from the House

The following Messages from the House were received and read as follows:

### Message from the House

#### ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

June 4, 2003

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

#### HOUSE BILL NO. 237—

BY REPRESENTATIVE CROWE

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Gladys Breland and Kenneth Breland v. David A. McKenzie, Aleman's Auto Sales, Inc., Herbert McKenzie Auto Sales, Canal Indemnity Insurance Company, First Oak Brook Syndicate, and Louisiana Department of Transportation and Development"; and to provide for related matters.

#### HOUSE BILL NO. 371—

BY REPRESENTATIVE FAUCHEUX

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the final judgment in the suit entitled "Rhonda Johnson, on behalf of her minor daughter, Renata Johnson v. Melvin Dumas, Sr., his employer, St. James Catholic Church, and their liability insurance company, Virginia Surety Company, Randy Folse, and the Louisiana Department of Transportation and Development"; to provide for interest; to provide for costs; and to provide for related matters.

#### HOUSE BILL NO. 1673—

BY REPRESENTATIVE LAFLEUR

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "Natalie Ortego v. Crowell Lumber Company and St. Paul Fire and Marine Insurance Company"; to provide for costs; to provide for an effective date; and to provide for related matters.

#### HOUSE BILL NO. 1742—

BY REPRESENTATIVE HUTTER

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "Walter Diggs, Jr., husband of and Mary Diggs v. Louisiana Department of Transportation and Development"; to provide for an effective date; and to provide for related matters.

#### HOUSE BILL NO. 1792—

BY REPRESENTATIVE HUDSON

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay certain consent judgments against the state; to pay the consent judgment

in the suit entitled "Joseph Powell v. State of Louisiana, through the Department of Transportation and Development"; to pay the consent judgment in the suit entitled "Nelda Powell v. State of Louisiana, through the Department of Transportation and Development"; and to provide for related matters.

#### HOUSE BILL NO. 1873—

BY REPRESENTATIVE JOHN SMITH

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgments in the suits entitled "Albert J. Rohlf's and Helen M. Rohlf's v. Great West Casualty Co., et al" and "James Luther, et ux. v. Janie Audra Mason, et al."; and to provide for related matters.

#### HOUSE BILL NO. 1953—

BY REPRESENTATIVE ARNOLD

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgments in the suits entitled "Leora Gernados, et al v. Toby E. Vallian and the Department of Transportation and Development" and "Terri C. Gernados v. Toby E. Vallian, et al."; and to provide for related matters.

#### HOUSE BILL NO. 1983—

BY REPRESENTATIVE MCDONALD

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay certain judgments against the state; to pay the judgment in the suit entitled "Stuart Hughes Smith, et ux. v. State of Louisiana, Department of Transportation and Development et al"; to pay the judgment in the suit entitled "Marcus Ray Bennett v. Ford Motor Company and State of Louisiana, Department of Transportation and Development"; to pay the judgment in the suit entitled "The Estate of Gabriel Taylor Murray, et al v. State of Louisiana, Department of Transportation and Development"; and to provide for related matters.

#### HOUSE BILL NO. 576—

BY REPRESENTATIVES LEBLANC, DEWITT, HAMMETT, AND MURRAY

A JOINT RESOLUTION

Proposing to amend Article III, Section 11 of the Constitution of Louisiana, relative to the legislative auditor; to prohibit certain political activities by the legislative auditor and his employees; to prohibit any former legislative auditor from qualifying for elected public office for a certain time period; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

#### HOUSE BILL NO. 1077—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 27:312(C)(1)(b)(introductory paragraph) and to enact R.S. 33:171(C), relative to municipal annexations; to provide relative to monies distributed to certain parishes and municipalities from the Video Draw Poker Device Fund relative to such annexations; and to provide for related matters.

#### HOUSE BILL NO. 1547—

BY REPRESENTATIVE SALTER

AN ACT

To enact R.S. 51:2303(11) and 2315(D), relative to special treasury funds; to establish the Rural Economic Development Account within the Louisiana Economic Development Fund; to provide for deposit and use of monies in the account; to provide for definitions; to provide for effectiveness; and to provide for related matters.

**HOUSE BILL NO. 61—**BY REPRESENTATIVE LANCASTER  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Wayne B. Posey v. Department of Transportation and Development for the State of Louisiana, and Aluminum Company of America, Inc."; to provide for interest; and to provide for related matters.

**HOUSE BILL NO. 62—**BY REPRESENTATIVE GALLOT  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Paula Jo Odom v. State of Louisiana, through the Louisiana Department of Transportation and Development"; to provide for court costs; and to provide for related matters.

**HOUSE BILL NO. 73—**BY REPRESENTATIVE BRUCE  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the final judgment in the suit entitled "Thomas Adams, et ux v. The State of Louisiana through the Department of Transportation and Development"; to provide for interest; to provide for court costs; and to provide for related matters.

**HOUSE BILL NO. 74—**BY REPRESENTATIVE ROMERO  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Dora Salazar, et al v. State of Louisiana, Department of Transportation and Development"; and to provide for related matters.

**HOUSE BILL NO. 79—**BY REPRESENTATIVE BRUNEAU  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the final judgment in the suit entitled "Ralph Buras v. Darryl M. Schultz, Judges of Orleans Parish Criminal District Court and the State of Louisiana"; to provide for interest; to provide for court costs; and to provide for related matters.

**HOUSE BILL NO. 159—**BY REPRESENTATIVE ERDEY  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the judgment in the suit entitled "Mary E. Shackelford, et al v. Cheryl A. Harris, et al c/w Cheryl A. Harris v. State of Louisiana, Department of Transportation and Development"; to provide for interest and court costs; and to provide for related matters.

**HOUSE BILL NO. 202—**BY REPRESENTATIVE FAUCHEUX  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the final judgment in favor of J. Caldarera & Co., Inc. in the suit entitled "Sizeler Architects, et al v. State of Louisiana through the Louisiana Stadium and Exposition District"; to provide for interest; and to provide for related matters.

**HOUSE BILL NO. 275—**BY REPRESENTATIVE ALARIO  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the final judgment in the suit entitled "Sizeler Architects, A Professional Corporation, and J. Caldarera Company, Inc. v. The State of Louisiana through the Louisiana Stadium and Exposition District"; to provide for interest; and to provide for related matters.

**HOUSE BILL NO. 289—**BY REPRESENTATIVE TUCKER  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Cassandra Fontenette v. State of Louisiana through the Department of Transportation and Development and ABC Insurance Company"; and to provide for related matters.

**HOUSE BILL NO. 643—**BY REPRESENTATIVE BRUNEAU  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Nellie L. Smith, Mother of Tron E. Smith, Deceased v. State of Louisiana, through the Department of Transportation and Development"; and to provide for related matters.

**HOUSE BILL NO. 798—**BY REPRESENTATIVE PERKINS  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "Linda Berthelot v. Linda F. Jones, and State of Louisiana, through the Department of Transportation and Development"; to provide for interest; and to provide for related matters.

**HOUSE BILL NO. 831—**BY REPRESENTATIVE LEBLANC  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the final judgment in the suit entitled "Christine Vallien, Individually, on behalf of the estate of her husband, Leonard C. Vallien, and on behalf of her minor children, Joy Renee Vallien, Tiffany Rochelle Vallien, and Leonard C. Vallien, Jr. v. State of Louisiana through the Department of Transportation and Development"; to pay the consent judgment in "Kim Fitch, et al. v. Eddie Lewis, et al."; and to pay the consent judgment in "Kim Sonnier, et ux. v. Allstate Insurance Co., et al." to provide for interest; to provide for court costs; and to provide for related matters.

**HOUSE BILL NO. 838—**BY REPRESENTATIVE QUEZAIRE  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Virgil Joffrion, Sr. v. The State of Louisiana, through the Department of Transportation and Development, consolidated with Joan Grissafe v. The State of Louisiana, through the Department of Transportation and Development"; and to provide for related matters.

**HOUSE BILL NO. 843—**

BY REPRESENTATIVE FARRAR

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay consent judgments against the state in the suits entitled "Ann Hickman, Douglas L. Hickman, and Emily Hickman v. State of Louisiana, through the Department of Transportation and Development"; "Terry L. Westbrooks, et al. v. State of Louisiana, Department of Transportation and Development"; "Vickie Gayle Evans v. State of Louisiana, Department of Transportation and Development, et al."; "Bobby Allison v. Highlands Insurance Company, et al."; "Billy Hendrix, et al. v. Gilchrist Construction Company, et al."; "Joseph Wiltz v. City of Alexandria Public Works Division and Charlsie Contracting"; and "Melvin Smith and Lenora Smith v. State of Louisiana Department of Transportation and Development, et al."; to provide for costs; and to provide for related matters.

**HOUSE BILL NO. 863—**

BY REPRESENTATIVE DURAND

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Alison Bond and Dennis W. Bond v. Blake E. Ewen, Kelley P. Ewen, State of Louisiana through the Department of Transportation and Development, City of Baton Rouge/Parish of East Baton Rouge, Boston Old Colony Insurance Co., and ABC Insurance Company"; and to provide for related matters.

**HOUSE BILL NO. 882—**

BY REPRESENTATIVE ALARIO

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "Louis Bravo, individually, and for and on behalf of the community of acquets and gains, and Betty Bravo v. Parish of Jefferson, Board of Commissioners for the East Jefferson Levee District, C."Bud" Taulli Construction Company, Inc., Manual Anaya, and the XYZ Insurance Company"; to provide for interest; and to provide for related matters.

**HOUSE BILL NO. 891—**

BY REPRESENTATIVE GALLOT

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Regan Taylor, et al v. Rhett B. Price, et al"; and to provide for related matters.

**HOUSE BILL NO. 902—**

BY REPRESENTATIVE SCHNEIDER

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the final judgment in the suit entitled "David P. Lanasa, Clare P. Lanasa, for/on behalf of the Estate of Debra Ann Lanasa, and her minor child, Tommy Jonathan Lanasa v. Michele A. Harrison, Allstate Insurance Company, and the State of Louisiana through the Department of Transportation and Development, c/w Michele A. Harrison v. State of Louisiana through the Department of Transportation and Development"; to provide for interest; to provide for court costs; and to provide for related matters.

**HOUSE BILL NO. 934—**

BY REPRESENTATIVE BROOME

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Latasha Butler, Individually and as Administratrix of the Estate of Her Minor

Children, Tamara Butler and Lexie Butler v. State of Louisiana, through the Department of Transportation and Development"; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 984—**

BY REPRESENTATIVE SALTER

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "Lashondria Howard, et al. v. State of Louisiana, et al. consolidated with Julia Faye Hamilton Guice, et al. v. Zurich American Insurance Company, et al., Lyndon Property Insurance Co., et al. v. Union Parish Police Jury, et al., consolidated with Darrell Foster, et al. v. State of Louisiana, et al."; to provide for court costs; and to provide for related matters.

**HOUSE BILL NO. 1095—**

BY REPRESENTATIVE WRIGHT

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "Louis D. Cockerham, Sr. v. State of Louisiana, Department of Transportation and Development"; to provide for court costs; and to provide for related matters.

**HOUSE BILL NO. 1139—**

BY REPRESENTATIVE ERDEY

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "James E. Leonard, et al. v. State of Louisiana through the Dept. of Transportation and Development"; to provide for costs; and to provide for related matters.

**HOUSE BILL NO. 1176—**

BY REPRESENTATIVE DOWNER

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "Troy A. Rousse, et al. v. State of Louisiana, through the Department of Transportation and Development, et al."; and to provide for related matters.

**HOUSE BILL NO. 1239—**

BY REPRESENTATIVE FRITH

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Gwendolyn Derouen, Brad Lee Derouen, Wendy Lynn Guidry and Kurt Lee Derouen v. State of Louisiana, Department of Transportation and Development"; and to provide for related matters.

**HOUSE BILL NO. 1247—**

BY REPRESENTATIVE MURRAY

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay consent judgments in the suits against the state entitled "Thelonious Dukes v. The State of Louisiana Department of Transportation and Development"; "Virginia Serpas v. the State of Louisiana, through the Department of Transportation and Development"; and "Anna Landry v. State of Louisiana through the Department of Transportation and Development"; to provide for interest; to provide for costs; and to provide for related matters.

**HOUSE BILL NO. 1248—**BY REPRESENTATIVES HUTTER AND ODINET  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "Evelyn Deffes v. State of Louisiana through the Department of Transportation and Development"; and to provide for related matters.

**HOUSE BILL NO. 1314—**BY REPRESENTATIVE DEVILLIER  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay certain judgments against the state; to pay certain judgments against the state; to pay the consent judgment in the suit entitled "McKinley Thompson v. State of Louisiana through the Department of Transportation and Development and East Feliciana Parish Sheriff's Office"; to pay the consent judgment in the suit entitled "Curtis K. Stafford, Jr., Bonnie Bridges Stafford and Kendall R. Stafford v. State Farm Mutual Automobile Insurance Company and State of Louisiana, through the Department of Transportation and Development"; to pay the consent judgment in the suit entitled "Curtis K. Stafford, Jr., Bonnie Bridges Stafford and Kendall R. Stafford v. State Farm Mutual Automobile Insurance Company and State of Louisiana, through the Department of Transportation and Development"; and to provide for related matters.

**HOUSE BILL NO. 1335—**BY REPRESENTATIVE R. CARTER  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Keith E. Ridgel and Tara Ridgel v. Emile G. Hardin, ABC Insurance Company, Illinois Central Railroad Company d/b/a Canadian National/Illinois Central Railroad, DEF Insurance Company, and the State of Louisiana through the Department of Transportation and Development"; and to provide for related matters.

**HOUSE BILL NO. 1249—**BY REPRESENTATIVE ROMERO  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "Julaine C. LeBlanc, et al. v. State Farm Insurance Company, et al."; and to provide for related matters.

**HOUSE BILL NO. 1285—**BY REPRESENTATIVE DOWNER  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the amended judgment in the claim against the state entitled "National Beverage Company v. Secretary, Department of Revenue and Taxation, State of Louisiana"; and to provide for related matters.

**HOUSE BILL NO. 1369—**BY REPRESENTATIVE M. JACKSON  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay consent judgments in the suits against the state entitled "Nakisha Rogers v. Kenyatta Thomas, Allstate Insurance Company and the State of Louisiana through the Department of Transportation and Development"; "Kenyatta Thomas v. the State of Louisiana, through the Department of Transportation and Development"; and "Wiley Boyett, Elaine Boyett Rachal, Roger Van Boyett and Debra Boyett Allen v. Kemper Insurance Group, et al."; to provide for costs; and to provide for related matters.

**HOUSE BILL NO. 1461—**BY REPRESENTATIVE GARY SMITH  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay certain judgments against the state; to pay the consent judgment in the suit entitled "Levar Green, et al. v. Department of Transportation and Development, et al."; to pay the consent judgment in the suit entitled "John Kolwe and Sheila Kolwe v. State of Louisiana, through the Department of Transportation and Development"; to pay the final judgment in "Mathilda Curry v. Mutual Services Casualty Insurance Co., Hung Vu, and Department of Transportation and Development, State of Louisiana"; to provide for interest; to provide for costs; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 1481—**BY REPRESENTATIVE LANCASTER  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay certain judgments against the state; to pay the consent judgment in the suit entitled "Carl Walther, et al. v. Department of Labor and Department of State Civil Service"; to pay the consent judgment in the suit entitled "Justin Phillips, et al. v. Elwood Matherne, Jr., et al."; to pay the consent judgment in the suit entitled "Gramercy Insurance Company v. Louisiana Department of Economic Development, Louisiana Small Business Bonding Assistance Program and Hibernia National Bank"; to pay certain judgments of the Board of Tax Appeals in the claims of "Newpark Environmental Services, Inc. v. State of Louisiana"; to provide for interest; and to provide for related matters.

**HOUSE BILL NO. 1518—**BY REPRESENTATIVE LANDRIEU  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay certain judgments against the state for fees and costs associated with legal representation of certain juveniles; to provide for interest; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 1622—**BY REPRESENTATIVE LAFLEUR  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "Derrick Shane Miller v. State of Louisiana through the Department of Transportation and Development and Prairie Construction Company"; to provide for costs; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 1651—**BY REPRESENTATIVE LANDRIEU AND SENATOR JOHNSON  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay certain judgments against the state; to pay the final judgment in the suit entitled "Darlene Rogers and Carol Barnes v. State of Louisiana, through the Department of Transportation and Development"; to pay the final judgment in the suit entitled "William W. Rosen v. State of Louisiana through the Department of Transportation and Development, ABC Construction Company, and ABC Insurance Company"; to pay the consent judgment in the suit entitled "Michael Perry v. the State of Louisiana, through the Department of Transportation and Development and Parish of St. Bernard"; to pay the consent judgment in the suit entitled "William Serigne v. State of Louisiana, through the Department of Transportation and Development, et al."; to pay the consent judgment in the suit entitled "Jerry L. Fox v. Alton B. Honeycutt, et al."; to pay the consent judgment in "Tina Marie

Hebert v. Robert Metzler, Barriere Construction Co., Inc., St. Paul Fire & Marine Insurance Company and Atlanta Casualty Companies"; to provide for interest; to provide for costs; and to provide for related matters.

**HOUSE BILL NO. 1463—**

BY REPRESENTATIVE TOWNSEND  
AN ACT

To amend and reenact R.S. 27:306(A)(4)(c)(ii)(cc), relative to qualified truck stops for the operation of video draw poker devices; to provide for the number of hours per day the restaurant at a qualified truck stop must be open; and to provide for related matters.

**HOUSE BILL NO. 1916—**

BY REPRESENTATIVE DARTEZ  
AN ACT

To amend and reenact R.S. 33:2333(B)(2)(a) and to repeal R.S. 33:2333(B)(3), relative to the disposition of stolen, seized, or relinquished property; to provide with respect to the disposition of noncontraband property; and to provide for related matters.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**House Bills and Joint Resolutions  
on First Reading**

The following House Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

**HOUSE BILL NO. 61—**

BY REPRESENTATIVE LANCASTER  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Wayne B. Posey v. Department of Transportation and Development for the State of Louisiana, and Aluminum Company of America, Inc."; to provide for interest; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 62—**

BY REPRESENTATIVE GALLOT  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Paula Jo Odom v. State of Louisiana, through the Louisiana Department of Transportation and Development"; to provide for court costs; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 73—**

BY REPRESENTATIVE BRUCE  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the final judgment in the suit entitled "Thomas Adams, et ux v. The State of Louisiana through the Department of Transportation and Development"; to provide for interest; to provide for court costs; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 74—**

BY REPRESENTATIVE ROMERO  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Dora Salazar, et al v. State of Louisiana, Department of Transportation and Development"; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 79—**

BY REPRESENTATIVE BRUNEAU  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the final judgment in the suit entitled "Ralph Buras v. Darryl M. Schultz, Judges of Orleans Parish Criminal District Court and the State of Louisiana"; to provide for interest; to provide for court costs; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 159—**

BY REPRESENTATIVE ERDEY  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the judgment in the suit entitled "Mary E. Shackelford, et al v. Cheryl A. Harris, et al c/w Cheryl A. Harris v. State of Louisiana, Department of Transportation and Development"; to provide for interest and court costs; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 202—**

BY REPRESENTATIVE FAUCHEUX  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the final judgment in favor of J. Caldarera & Co., Inc. in the suit entitled "Sizeler Architects, et al v. State of Louisiana through the Louisiana Stadium and Exposition District"; to provide for interest; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 237—**

BY REPRESENTATIVE CROWE  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Gladys Breland and Kenneth Breland v. David A. McKenzie, Aleman's Auto Sales, Inc., Herbert McKenzie Auto Sales, Canal Indemnity Insurance Company, First Oak Brook Syndicate, and Louisiana Department of Transportation and Development"; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 275—**

BY REPRESENTATIVE ALARIO  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the final judgment in the suit entitled "Sizeler Architects, A Professional Corporation, and J. Caldarera Company, Inc. v. The State of Louisiana through the Louisiana Stadium and Exposition District"; to provide for interest; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 289—**

BY REPRESENTATIVE TUCKER

**AN ACT**

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Cassandra Fontenette v. State of Louisiana through the Department of Transportation and Development and ABC Insurance Company"; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 371—**

BY REPRESENTATIVE FAUCHEUX

**AN ACT**

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the final judgment in the suit entitled "Rhonda Johnson, on behalf of her minor daughter, Renata Johnson v. Melvin Dumas, Sr., his employer, St. James Catholic Church, and their liability insurance company, Virginia Surety Company, Randy Folse, and the Louisiana Department of Transportation and Development"; to provide for interest; to provide for costs; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 576—**

BY REPRESENTATIVES LEBLANC, DEWITT, HAMMETT, AND MURRAY

**A JOINT RESOLUTION**

Proposing to amend Article III, Section 11 of the Constitution of Louisiana, relative to the legislative auditor; to prohibit certain political activities by the legislative auditor and his employees; to prohibit any former legislative auditor from qualifying for elected public office for a certain time period; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 643—**

BY REPRESENTATIVE BRUNEAU

**AN ACT**

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Nellie L. Smith, Mother of Tron E. Smith, Deceased v. State of Louisiana, through the Department of Transportation and Development"; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 798—**

BY REPRESENTATIVE PERKINS

**AN ACT**

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "Linda Berthelot v. Linda F. Jones, and State of Louisiana, through the Department of Transportation and Development"; to provide for interest; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 831—**

BY REPRESENTATIVE LEBLANC

**AN ACT**

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the final judgment in the suit entitled "Christine Vallien, Individually, on

behalf of the estate of her husband, Leonard C. Vallien, and on behalf of her minor children, Joy Renee Vallien, Tiffany Rochelle Vallien, and Leonard C. Vallien, Jr. v. State of Louisiana through the Department of Transportation and Development"; to pay the consent judgment in "Kim Fitch, et al. v. Eddie Lewis, et al."; and to pay the consent judgment in "Kim Sonnier, et ux. v. Allstate Insurance Co., et al." to provide for interest; to provide for court costs; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 838—**

BY REPRESENTATIVE QUEZAIRE

**AN ACT**

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Virgil Joffrion, Sr. v. The State of Louisiana, through the Department of Transportation and Development, consolidated with Joan Grissafe v. The State of Louisiana, through the Department of Transportation and Development"; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 843—**

BY REPRESENTATIVE FARRAR

**AN ACT**

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay consent judgments against the state in the suits entitled "Ann Hickman, Douglas L. Hickman, and Emily Hickman v. State of Louisiana, through the Department of Transportation and Development"; "Terry L. Westbrook, et al. v. State of Louisiana, Department of Transportation and Development"; "Vickie Gayle Evans v. State of Louisiana, Department of Transportation and Development, et al."; "Bobby Allison v. Highlands Insurance Company, et al."; "Billy Hendrix, et al. v. Gilchrist Construction Company, et al."; "Joseph Wiltz v. City of Alexandria Public Works Division and Charlsie Contracting"; and "Melvin Smith and Lenora Smith v. State of Louisiana Department of Transportation and Development, et al."; to provide for costs; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 863—**

BY REPRESENTATIVE DURAND

**AN ACT**

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Alison Bond and Dennis W. Bond v. Blake E. Ewen, Kelley P. Ewen, State of Louisiana through the Department of Transportation and Development, City of Baton Rouge/Parish of East Baton Rouge, Boston Old Colony Insurance Co., and ABC Insurance Company"; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 882—**

BY REPRESENTATIVE ALARIO

**AN ACT**

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "Louis Bravo, individually, and for and on behalf of the community of acquets and gains, and Betty Bravo v. Parish of Jefferson, Board of Commissioners for the East Jefferson Levee District, C."Bud" Taulli Construction Company, Inc., Manual Anaya, and the XYZ Insurance Company"; to provide for interest; and to provide for related matters.



The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 891—**

BY REPRESENTATIVE GALLOT

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Regan Taylor, et al v. Rhett B. Price, et al"; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 902—**

BY REPRESENTATIVE SCHNEIDER

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the final judgment in the suit entitled "David P. Lanasa, Clare P. Lanasa, for/on behalf of the Estate of Debra Ann Lanasa, and her minor child, Tommy Jonathan Lanasa v. Michele A. Harrison, Allstate Insurance Company, and the State of Louisiana through the Department of Transportation and Development, c/w Michele A. Harrison v. State of Louisiana through the Department of Transportation and Development"; to provide for interest; to provide for court costs; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 934—**

BY REPRESENTATIVE BROOME

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Latasha Butler, Individually and as Administratrix of the Estate of Her Minor Children, Tamara Butler and Lexie Butler v. State of Louisiana, through the Department of Transportation and Development"; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 984—**

BY REPRESENTATIVE SALTER

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "Lashondria Howard, et al. v. State of Louisiana, et al. consolidated with Julia Faye Hamilton Guice, et al. v. Zurich American Insurance Company, et al., Lyndon Property Insurance Co., et al. v. Union Parish Police Jury, et al., consolidated with Darrell Foster, et al. v. State of Louisiana, et al."; to provide for court costs; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 1077—**

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 27:312(C)(1)(b)(introductory paragraph) and to enact R.S. 33:171(C), relative to municipal annexations; to provide relative to monies distributed to certain parishes and municipalities from the Video Draw Poker Device Fund relative to such annexations; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 1095—**

BY REPRESENTATIVE WRIGHT

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "Louis D. Cockerham, Sr. v. State of Louisiana, Department of Transportation and Development"; to provide for court costs; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 1139—**

BY REPRESENTATIVE ERDEY

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "James E. Leonard, et al. v. State of Louisiana through the Dept. of Transportation and Development"; to provide for costs; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 1176—**

BY REPRESENTATIVE DOWNER

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "Troy A. Rousse, et al. v. State of Louisiana, through the Department of Transportation and Development, et al."; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 1239—**

BY REPRESENTATIVE FRITH

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Gwendolyn Derouen, Brad Lee Derouen, Wendy Lynn Guidry and Kurt Lee Derouen v. State of Louisiana, Department of Transportation and Development"; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 1247—**

BY REPRESENTATIVE MURRAY

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay consent judgments in the suits against the state entitled "Thelonious Dukes v. The State of Louisiana Department of Transportation and Development"; "Virginia Serpas v. the State of Louisiana, through the Department of Transportation and Development"; and "Anna Landry v. State of Louisiana through the Department of Transportation and Development"; to provide for interest; to provide for costs; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 1248—**

BY REPRESENTATIVES HUTTER AND ODINET

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "Evelyn Deffes v. State of Louisiana through the Department of Transportation and Development"; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 1249—**

BY REPRESENTATIVE ROMERO

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "Julaine C. LeBlanc, et al. v. State Farm Insurance Company, et al."; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 1285—**

BY REPRESENTATIVE DOWNER

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the amended judgment in the claim against the state entitled "National Beverage Company v. Secretary, Department of Revenue and Taxation, State of Louisiana"; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 1314—**

BY REPRESENTATIVE DEVILLIER

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay certain judgments against the state; to pay certain judgments against the state; to pay the consent judgment in the suit entitled "McKinley Thompson v. State of Louisiana through the Department of Transportation and Development and East Feliciana Parish Sheriff's Office"; to pay the consent judgment in the suit entitled "Curtis K. Stafford, Jr., Bonnie Bridges Stafford and Kendall R. Stafford v. State Farm Mutual Automobile Insurance Company and State of Louisiana, through the Department of Transportation and Development"; to pay the consent judgment in the suit entitled "Curtis K. Stafford, Jr., Bonnie Bridges Stafford and Kendall R. Stafford v. State Farm Mutual Automobile Insurance Company and State of Louisiana, through the Department of Transportation and Development"; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 1335—**

BY REPRESENTATIVE R. CARTER

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Keith E. Ridgel and Tara Ridgel v. Emile G. Hardin, ABC Insurance Company, Illinois Central Railroad Company d/b/a Canadian National/Illinois Central Railroad, DEF Insurance Company, and the State of Louisiana through the Department of Transportation and Development"; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 1369—**

BY REPRESENTATIVE M. JACKSON

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay consent judgments in the suits against the state entitled "Nakisha Rogers v. Kenyatta Thomas, Allstate Insurance Company and the State of Louisiana through the Department of Transportation and Development"; "Kenyatta Thomas v. the State of Louisiana, through the Department of Transportation and Development"; and "Wiley Boyett, Elaine Boyett Rachal, Roger Van Boyett and Debra Boyett Allen v. Kemper Insurance Group, et al."; to provide for costs; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 1461—**

BY REPRESENTATIVE GARY SMITH

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay certain judgments against the state; to pay the consent judgment in the suit entitled "Levar Green, et al. v. Department of Transportation and Development, et al."; to pay the consent judgment in the suit entitled "John Kolwe and Sheila Kolwe v. State of Louisiana, through the Department of Transportation and Development"; to pay the final judgment in "Mathilda Curry v. Mutual Services Casualty Insurance Co., Hung Vu, and Department of Transportation and Development, State of Louisiana"; to provide for interest; to provide for costs; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 1463—**

BY REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact R.S. 27:306(A)(4)(c)(ii)(cc), relative to qualified truck stops for the operation of video draw poker devices; to provide for the number of hours per day the restaurant at a qualified truck stop must be open; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 1481—**

BY REPRESENTATIVE LANCASTER

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay certain judgments against the state; to pay the consent judgment in the suit entitled "Carl Walther, et al. v. Department of Labor and Department of State Civil Service"; to pay the consent judgment in the suit entitled "Justin Phillips, et al. v. Elwood Matherne, Jr., et al."; to pay the consent judgment in the suit entitled "Gramercy Insurance Company v. Louisiana Department of Economic Development, Louisiana Small Business Bonding Assistance Program and Hibernia National Bank"; to pay certain judgments of the Board of Tax Appeals in the claims of "Newpark Environmental Services, Inc. v. State of Louisiana"; to provide for interest; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 1518—**

BY REPRESENTATIVE LANDRIEU

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay certain judgments against the state for fees and costs associated with legal representation of certain juveniles; to provide for interest; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 1547—**

BY REPRESENTATIVE SALTER

AN ACT

To enact R.S. 51:2303(11) and 2315(D), relative to special treasury funds; to establish the Rural Economic Development Account within the Louisiana Economic Development Fund; to provide for deposit and use of monies in the account; to provide for definitions; to provide for effectiveness; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 1622—**

BY REPRESENTATIVE LAFLEUR

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "Derrick Shane Miller v. State of Louisiana through the Department of Transportation and Development and Prairie Construction Company"; to provide for costs; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 1651—**

BY REPRESENTATIVE LANDRIEU AND SENATOR JOHNSON

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay certain judgments against the state; to pay the final judgment in the suit entitled "Darlene Rogers and Carol Barnes v. State of Louisiana, through the Department of Transportation and Development"; to pay the final judgment in the suit entitled "William W. Rosen v. State of Louisiana through the Department of Transportation and Development, ABC Construction Company, and ABC Insurance Company"; to pay the consent judgment in the suit entitled "Michael Perry v. the State of Louisiana, through the Department of Transportation and Development and Parish of St. Bernard"; to pay the consent judgment in the suit entitled "William Serigne v. State of Louisiana, through the Department of Transportation and Development, et al."; to pay the consent judgment in the suit entitled "Jerry L. Fox v. Alton B. Honeycutt, et al."; to pay the consent judgment in "Tina Marie Hebert v. Robert Metzler, Barriere Construction Co., Inc., St. Paul Fire & Marine Insurance Company and Atlanta Casualty Companies"; to provide for interest; to provide for costs; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 1673—**

BY REPRESENTATIVE LAFLEUR

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "Natalie Ortego v. Crowell Lumber Company and St. Paul Fire and Marine Insurance Company"; to provide for costs; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 1742—**

BY REPRESENTATIVE HUTTER

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "Walter Diggs, Jr., husband of/and Mary Diggs v. Louisiana Department of Transportation and Development"; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 1792—**

BY REPRESENTATIVE HUDSON

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay certain consent judgments against the state; to pay the consent judgment in the suit entitled "Joseph Powell v. State of Louisiana, through the Department of Transportation and Development"; to pay the consent judgment in the suit entitled "Nelda Powell v. State of Louisiana, through the Department of Transportation and Development"; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 1873—**

BY REPRESENTATIVE JOHN SMITH

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgments in the suits entitled "Albert J. Rohlf's and Helen M. Rohlf's v. Great West Casualty Co., et al" and "James Luther, et ux. v. Janie Audra Mason, et al."; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 1916—**

BY REPRESENTATIVE DARTEZ

AN ACT

To amend and reenact R.S. 33:2333(B)(2)(a) and to repeal R.S. 33:2333(B)(3), relative to the disposition of stolen, seized, or relinquished property; to provide with respect to the disposition of noncontraband property; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 1953—**

BY REPRESENTATIVE ARNOLD

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgments in the suits entitled "Leora Gernados, et al v. Toby E. Vallian and the Department of Transportation and Development" and "Terri C. Gernados v. Toby E. Vallian, et al."; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 1983—**

BY REPRESENTATIVE MCDONALD

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay certain judgments against the state; to pay the judgment in the suit entitled "Stuart Hughes Smith, et ux. v. State of Louisiana, Department of Transportation and Development et al"; to pay the judgment in the suit entitled "Marcus Ray Bennett v. Ford Motor Company and State of Louisiana, Department of Transportation and Development"; to pay the judgment in the suit entitled "The Estate of Gabriel Taylor Murray, et al v. State of Louisiana, Department of Transportation and Development"; and to provide for related matters.

The bill was read by title; lies over under the rules.

**Messages from the House**

The following Messages from the House were received and read as follows:

**Message from the House**

**ASKING CONCURRENCE IN  
HOUSE CONCURRENT RESOLUTIONS**

June 4, 2003

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

**HOUSE CONCURRENT RESOLUTION NO. 223—**  
BY REPRESENTATIVE WADDELL AND SENATOR MALONE  
**A CONCURRENT RESOLUTION**

To commend Samuel Maurice "Maury" Hicks, Jr. upon his confirmation by the United States Senate as a federal district judge for the Western District of Louisiana.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**House Concurrent Resolutions**

Senator Malone asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

**HOUSE CONCURRENT RESOLUTION NO. 223—**  
BY REPRESENTATIVE WADDELL AND SENATOR MALONE  
**A CONCURRENT RESOLUTION**

To commend Samuel Maurice "Maury" Hicks, Jr. upon his confirmation by the United States Senate as a federal district judge for the Western District of Louisiana.

The resolution was read by title. Senator Malone moved to concur in the House Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Adley	Gautreaux	Malone
Bajoie	Heitmeier	Michot
Barham	Hines	Mount
Cain	Holden	Romero
Chaisson	Hollis	Schedler
Cravins	Hoyt	Smith
Dardenne	Irons	Theunissen
Dean	Johnson	Thomas
Dupre	Jones, CD	Ullo
Ellington	Lambert	
Fields	Lentini	
Total—31		

**NAYS**

Total—0

**ABSENT**

Mr. President	Fontenot	McPherson
Bean	Jones, B	Tarver
Boissiere	Marionneaux	
Total—8		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**Reports of Committees**

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON**

**FINANCE**

Senator Dardenne, Chairman on behalf of the Committee on Finance, submitted the following report:

June 4, 2003

To the President and Members of the Senate:

I am directed by your Committee on Finance to submit the following report:

**SENATE BILL NO. 736—**  
BY SENATOR C. JONES

**AN ACT**

To enact Part III of Chapter 4-A of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:331 through 335, relative to rural development; to provide for the Rural Town Revitalization Program; to provide a definition of "rural town"; to provide for legislative findings and declaration; to create the Rural Town Revitalization Fund; to provide for administration of the fund; to provide for rules, regulations, and program guidelines; and to provide for related matters.

Reported with amendments.

Respectfully submitted,  
JAY DARDENNE  
Chairman

**Senate Bills and Joint Resolutions  
on Second Reading  
Reported by Committees**

Senator Dardenne asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions just reported by Committees.

**SENATE BILL NO. 736—**  
BY SENATOR C. JONES

**AN ACT**

To enact Part III of Chapter 4-A of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:331 through 335, relative to rural development; to provide for the Rural Town Revitalization Program; to provide a definition of "rural town"; to provide for legislative findings and declaration; to create the Rural Town Revitalization Fund; to provide for administration of the fund; to provide for rules, regulations, and program guidelines; and to provide for related matters.

Reported with amendments by the Committee on Finance.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Finance to Engrossed Senate Bill No. 736 by Senator CD Jones

**AMENDMENT NO. 1**

On page 2, line 22, change "twenty" to "twelve"

**AMENDMENT NO. 2**

On page 4, delete lines 1 through 6 in their entirety

On motion of Senator Dardenne, the committee amendment was adopted. The amended bill was read by title and ordered reengrossed and passed to a third reading.

**Rules Suspended**

Senator Smith asked for and obtained a suspension of the rules for the purpose of advancing to the order of

**Senate Bills and Joint Resolutions on  
Third Reading and Final Passage,  
Subject to Call**

The following Senate Bills and Joint Resolutions on third reading and final passage, subject to call, were taken up and acted upon as follows:

**Called from the Calendar**

Senator Smith asked that Senate Bill No. 724 be called from the Calendar at this time for its final passage.

**SENATE BILL NO. 724—**

BY SENATORS SMITH, ELLINGTON AND MCPHERSON AND  
REPRESENTATIVE TOWNSEND  
AN ACT

To amend and reenact R.S. 32:1305(H), relative to motor vehicles; to provide for a safety inspection program for vehicles which transport forest products; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Smith sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Smith to Engrossed Senate Bill No. 724 by Senator Smith

**AMENDMENT NO. 1**

On page 1, line 12, after "state" and before the period "." insert "in compliance with the Federal Motor Carrier Safety Regulations"

On motion of Senator Smith, the amendments were adopted.

**Floor Amendments Sent Up**

Senator Schedler sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Schedler to Engrossed Senate Bill No. 724 by Senator Smith

**AMENDMENT NO. 1**

On page 1, line 2, change "amend and reenact R.S. 32:1305(H)" to "enact R.S. 32:1305(H) and (I)"

**AMENDMENT NO. 2**

On page 1, line 4, after "products;" insert "to provide for a safety inspection program for certain vehicles transporting general freight and commodities;"

**AMENDMENT NO. 3**

On page 1, line 10, change "is" to "and (H) are"

**AMENDMENT NO. 4**

On page 2, after line 3, insert the following:

**"R.S. 32:1305(I) is all proposed new law.**

I. The department shall provide for a safety inspection program for the purpose of inspecting and certifying vehicles that transport general freight and commodities in compliance with the Federal Motor Carrier Safety Regulations. The program shall include a mobile unit that will function as an official inspection station and which will conduct motor carrier safety inspections, on a voluntary basis, at the permanent weight scales in the state. The secretary shall adopt and promulgate rules and regulations in accordance with the Administrative Procedure Act necessary to implement the provisions of this Subsection."

On motion of Senator Schedler, the amendments were adopted.

The bill was read by title. Senator Smith moved final passage of the amended bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Adley	Gautreaux	Malone
Bajoie	Heitmeier	Marionneaux
Barham	Hines	McPherson
Cain	Holden	Michot
Chaisson	Hollis	Mount
Cravins	Irons	Romero
Dardenne	Johnson	Schedler
Dean	Jones, B	Smith
Dupre	Jones, CD	Theunissen
Ellington	Lambert	Thomas
Fields	Lentini	Ullo
Total—33		

**NAYS**

Hoyt  
Total—1

**ABSENT**

Mr. President	Boissiere	Tarver
Bean	Fontenot	
Total—5		

The Chair declared the amended bill was passed. The title was read and adopted. Senator Smith moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**Called from the Calendar**

Senator Smith asked that Senate Bill No. 744 be called from the Calendar at this time for its final passage.

**SENATE BILL NO. 744—**

BY SENATORS SMITH, ELLINGTON AND MCPHERSON AND  
REPRESENTATIVE TOWNSEND  
AN ACT

To amend and reenact R.S. 32:386(D) and to enact R.S. 32:386(L), relative to motor carriers; to provide for weight limits on vehicles transporting forest products; and to provide for related matters.

The bill was read by title. Senator Smith moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Gautreaux	Malone
Adley	Heitmeier	Marionneaux
Bajoie	Hines	McPherson
Barham	Holden	Michot
Cain	Hollis	Mount
Chaisson	Hoyt	Romero
Cravins	Irons	Schedler
Dardenne	Johnson	Smith
Dean	Jones, B	Theunissen
Dupre	Jones, CD	Thomas
Ellington	Lambert	Ullo

Fields	Lentini
Total—35	
	NAYS
Total—0	
	ABSENT
Bean	Fontenot
Boissiere	Tarver
Total—4	

The Chair declared the bill was passed. The title was read and adopted. Senator Smith moved to reconsider the vote by which the bill was passed and laid the motion on the table.

## Mr. President in the Chair

### Rules Suspended

Senator Theunissen asked for and obtained a suspension of the rules for the purpose of recalling House Concurrent Resolution No. 213 from the Committee on Education.

#### HOUSE CONCURRENT RESOLUTION NO. 213— BY REPRESENTATIVES KENNEY AND THOMPSON AND SENATOR THEUNISSEN

##### A CONCURRENT RESOLUTION

To urge and request the Board of Regents, in consultation with certain others, to study a proposal to include certain agriscience courses as a core curriculum science option for the Tuition Opportunity Program for Students and the impact, if any, that implementing such a proposal may have on the academic eligibility requirements for program awards and on postsecondary education student financial aid policy and to report in writing on study findings and recommendations to the House Committee on Education and the Senate Committee on Education by not later than December 15, 2003.

The resolution was read by title. Senator Theunissen moved to concur in the House Concurrent Resolution.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Adley	Gautreaux	Malone
Bajoie	Heitmeier	Marionneaux
Barham	Hines	McPherson
Cain	Holden	Michot
Chaisson	Hollis	Mount
Cravins	Irons	Romero
Dardenne	Johnson	Schedler
Dean	Jones, B	Theunissen
Dupre	Jones, CD	Thomas
Ellington	Lambert	Ullo
Fields	Lentini	
Total—32		

#### NAYS

Total—0

#### ABSENT

Mr. President	Fontenot	Tarver
Bean	Hoyt	
Boissiere	Smith	
Total—7		

The Chair declared the Senate had concurred in the House Concurrent Resolution, and ordered it returned to the House.

## Message from the House

### SIGNED HOUSE CONCURRENT RESOLUTIONS

June 4, 2003

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Concurrent Resolutions:

#### HOUSE CONCURRENT RESOLUTION NO. 207—

BY REPRESENTATIVE MURRAY

##### A CONCURRENT RESOLUTION

To express the appreciation and congratulations of the Legislature of Louisiana upon the retirement of Tura L. King from the United States Food and Drug Administration.

#### HOUSE CONCURRENT RESOLUTION NO. 210—

BY REPRESENTATIVE WADDELL

##### A CONCURRENT RESOLUTION

To commend the Louisiana State University in Shreveport Pilots Baseball Team (LSUS) for winning the 2003 NAIA Region XIII Baseball Tournament.

#### HOUSE CONCURRENT RESOLUTION NO. 211—

BY REPRESENTATIVES BAUDOUIN, WELCH, BOWLER, BROOME, BRUCE, K. CARTER, DARTEZ, DEVILLIER, DOERGE, DURAND, HUTTER, ILES, L. JACKSON, KATZ, SCHWEGMANN, JANE SMITH, SNEED, WALKER, AND WINSTON

##### A CONCURRENT RESOLUTION

To commend SLEMCO for its donation to the Stay Alert and Vigilant Everywhere (SAVE) fund.

#### HOUSE CONCURRENT RESOLUTION NO. 215—

BY REPRESENTATIVE PERKINS

##### A CONCURRENT RESOLUTION

To proclaim June 5, 2003, as "Dr. Bryant E. Dean Day" in Louisiana and to recognize Dr. Bryant E. Dean for his invaluable contributions to the citizens of this state.

and asked that the President of the Senate affix his signature to the same.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

The House Concurrent Resolutions contained herein were signed by the President of the Senate.

## Message from the House

### SIGNED HOUSE BILLS AND JOINT RESOLUTIONS

June 4, 2003

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Bills and Joint Resolutions:

#### HOUSE BILL NO. 92—

BY REPRESENTATIVES PINAC, BALDONE, AND PEYCHAUD

##### AN ACT

To enact Chapter 8 of Code Title VII of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:3195 through 3199, and R.S. 37:1455(A)(33), relative to real estate; to require certain disclosures; to provide for definitions;

to provide for applicability; to provide for exemptions; to provide for the duties of the seller; to provide for conditions for termination of the real estate contract; to provide relative to information contained in the property disclosure document; to provide relative to the liability of the seller; to provide relative to the duties and liability of a real estate licensee; to provide relative to other statutory disclosure obligations; to provide for certain penalties for real estate licensees, registrants, and certificate holders; and to provide for related matters.

**HOUSE BILL NO. 111—**

BY REPRESENTATIVE GUILLORY  
AN ACT

To enact R.S. 14:72.3, relative to identification of an alleged offender; to provide that a victim of a crime involving theft of identity or personal information can obtain the identity of an alleged offender who is arrested for certain crimes; and to provide for related matters.

**HOUSE BILL NO. 115—**

BY REPRESENTATIVE MARTINY  
AN ACT

To amend and reenact Code of Criminal Procedure Article 871(B)(1)(a) and (2)(introductory paragraph), relative to criminal records; to provide that the sheriff shall attach, rather than affix, the fingerprints of each defendant convicted of a felony or of certain misdemeanors to the bill of indictment or information which resulted in the conviction; and to provide for related matters.

**HOUSE BILL NO. 129—**

BY REPRESENTATIVE LANCASTER  
AN ACT

To amend and reenact R.S. 17:270(A) and 271(A)(2) and (B) and R.S. 32:402.1(A)(1) and (2)(introductory paragraph) and 402.2 and to enact R.S. 32:402.1(A)(3), relative to driver education and training; to require instruction relative to organ and tissue donation during driver education, training, improvement, and remediation programs; to provide relative to an exemption to such instruction under certain circumstances; and to provide for related matters.

**HOUSE BILL NO. 181—**

BY REPRESENTATIVE FLAVIN  
AN ACT

To enact R.S. 45:163(C)(5) through (8), relative to the enforcement agents of the Public Service Commission; to provide that those enforcement agents shall be commissioned law enforcement officers; to provide for the powers of those enforcement agents, including the authority to carry weapons; to provide for the qualifications of those enforcement agents; to provide for the training of those enforcement agents; and to provide for related matters.

**HOUSE BILL NO. 200—**

BY REPRESENTATIVE MONTGOMERY  
AN ACT

To amend and reenact R.S. 33:1236(49)(b)(i), relative to derelict structures; to authorize the governing authority of the parish of Bossier to compel or require property owners to repair or demolish such structures and to charge the property owners therefor; to provide for the collection of such charges and enforcement thereof; and to provide for related matters.

**HOUSE BILL NO. 306—**

BY REPRESENTATIVES DEWITT AND MURRAY  
AN ACT

To amend and reenact R.S. 23:1398(A)(4) and (5) and (D) and to repeal R.S. 23:1398(A)(6), relative to Louisiana Workers' Compensation Corporation; to provide for the appointment of members to the board of directors; to provide for the submission of nominees for the board of directors; to repeal the provision

that allows for the appointment of a representative from the office of risk management; and to provide for related matters.

**HOUSE BILL NO. 320—**

BY REPRESENTATIVES DOWNER, FUTRELL, GARY SMITH, GALLOT, HUNTER, MONTGOMERY, MURRAY, SNEED, WADDELL, WALSWORTH, FAUCHEUX, AND SHAW  
AN ACT

To amend and reenact R.S. 44:132, to enact R.S. 44:20, and to repeal R.S. 29:284, relative to the recordation of discharge records from the armed forces; to provide for exemption of military discharge records from the public records law; to provide for release of confidential military discharge records to the veteran and to the executor of his estate or any family member of the veteran if the veteran is deceased; and to provide for related matters.

**HOUSE BILL NO. 324—**

BY REPRESENTATIVE LANCASTER  
AN ACT

To repeal R.S. 49:191(12)(k), relative to the Department of Elections and Registration; to repeal the termination date of the Department of Elections and Registration; to provide relative to the existence of the Department of Elections and Registration and the statutory entities made a part of the department by law; and to provide for related matters.

**HOUSE BILL NO. 325—**

BY REPRESENTATIVE LANCASTER  
AN ACT

To enact R.S. 49:191(13)(k) and to repeal R.S. 49:191(12)(f), relative to the Department of State, including provisions to provide for the re-creation of the Department of State and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

**HOUSE BILL NO. 326—**

BY REPRESENTATIVE LANCASTER  
AN ACT

To enact R.S. 49:191(13)(k) and to repeal R.S. 49:191(12)(g), relative to the Department of State Civil Service, including provisions to provide for the re-creation of the Department of State Civil Service and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

**HOUSE BILL NO. 327—**

BY REPRESENTATIVE LANCASTER  
AN ACT

To amend and reenact R.S. 42:141(A) and (B), 161, and 162(A), relative to the oath of office taken by a public officer; to provide for when a public official shall take the oath of office and who may administer the oath; and to provide for related matters.

**HOUSE BILL NO. 452—**

BY REPRESENTATIVE FLAVIN  
AN ACT

To enact R.S. 37:1446(H), relative to real estate licensees; to provide for factors to determine independent contractor status of salespersons and associate brokers; and to provide for related matters.

**HOUSE BILL NO. 506—**

BY REPRESENTATIVE MARTINY  
AN ACT

To amend and reenact R.S. 44:36(D), relative to the preservation of certain records accumulated by the Department of Public Safety and Corrections, Corrections Services; to reduce the length of time records pertaining to adult offenders must be kept and not

destroyed by the Department of Public Safety and Corrections, Corrections Services; and to provide for related matters.

**HOUSE BILL NO. 561—**

BY REPRESENTATIVES JACK SMITH AND PIERRE  
AN ACT

To amend and reenact R.S. 56:302.3(B)(5) and 500(A), relative to recreational gear licenses; to provide for the use of a larger trawl on a recreational gear license; to provide relative to the gear fee required for a larger trawl; and to provide for related matters.

**HOUSE BILL NO. 562—**

BY REPRESENTATIVES JACK SMITH AND PIERRE  
AN ACT

To repeal R.S. 34:851.8 and 851.31(B), relative to the operation of a motorboat; to repeal a prohibition on operation of a motorboat while intoxicated; and to repeal certain penalty provisions.

**HOUSE BILL NO. 563—**

BY REPRESENTATIVES JACK SMITH AND PIERRE  
AN ACT

To amend and reenact R.S. 56:302.10, relative to recreational fishing; to provide relative to penalties for the sale of recreational catches; and to provide for related matters.

**HOUSE BILL NO. 695—**

BY REPRESENTATIVES MARTINY, ANSARDI, BOWLER, CAPELLA, DAMICO, GREEN, LANCASTER, TOOMY, SCALISE, AND SNEED  
AN ACT

To amend and reenact R.S. 44:11(C) and to enact R.S. 44:11(A)(4), relative to public records; to provide that certain information in the personnel records of public employees is confidential under certain circumstances; to authorize disclosure of such information under certain circumstances; and to provide for related matters.

**HOUSE BILL NO. 709—**

BY REPRESENTATIVES DOWNER, FUTRELL, CAPELLA, R. CARTER, FAUCHEUX, WELCH, ALEXANDER, ANSARDI, ARNOLD, BALDONE, BAUDOUIN, BAYLOR, BEARD, BOWLER, BROOME, BRUCE, K. CARTER, CAZAYOUX, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEVILLIER, DEWITT, DIEZ, DOERGE, DOWNS, DURAND, FANNIN, FARRAR, FLAVIN, FRITH, FRUGE, GALLOT, GLOVER, GUILLORY, HAMMETT, HEATON, HEBERT, HONEY, HOPKINS, HUDSON, HUNTER, HUTTER, ILES, L. JACKSON, M. JACKSON, JOHNS, KATZ, KENNARD, KENNEY, LAFLEUR, LANCASTER, LANDRIEU, LEBLANC, LUCAS, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, MURRAY, NEVERS, ODINET, PEYCHAUD, PIERRE, PINAC, PITRE, POWELL, QUEZAIRE, RICHMOND, ROMERO, SALTER, SCALISE, SCHWEGMANN, SHAW, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, SNEED, STELLY, STRAIN, SWILLING, TOWNSEND, TRICHE, TUCKER, WADDELL, WALKER, WINSTON, WOOTON, AND WRIGHT

AN ACT

To amend and reenact R.S. 29:405(A), relative to the Military Service Relief Act; to provide for the payment of compensation of state employees called to active service in the uniformed services; to provide for differential pay; to provide for clarification of uniformed service for payment of supplemental pay; to provide for applicability; and to provide for related matters.

**HOUSE BILL NO. 712—**

BY REPRESENTATIVES HAMMETT, KENNEY, AND THOMPSON  
AN ACT

To enact Part XXVI of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:3087.191 through 3087.207, relative to Lake St. Joseph in Tensas Parish; to create the Lake St. Joseph Recreation and Water Conservation District; to create and provide for a board of commissioners of such district; to provide for the powers and duties of the district and the board; to authorize the board to levy taxes and parcel fees, issue bonds, and incur debt; to authorize the board to promulgate rules and regulations to accomplish the purposes of the district and to provide for the enforcement thereof; to provide for violations and penalties; to provide relative to the powers and duties of the Department of Transportation and

Development with respect to the district; to provide for the regulation of commercial establishments; to provide for creation and construction of playgrounds and recreational facilities; to provide relative to mineral leases; and to provide for related matters.

**HOUSE BILL NO. 721—**

BY REPRESENTATIVES WINSTON AND STRAIN AND SENATORS THOMAS AND SCHEDLER

AN ACT

To enact R.S. 49:149.27, relative to public buildings; to provide that the building in Covington known as the St. Tammany Livestock Show Facility be renamed as the Bobby Fletcher Agricultural Center; and to provide for related matters.

**HOUSE BILL NO. 792—**

BY REPRESENTATIVE L. JACKSON AND GLOVER  
AN ACT

To enact R.S. 17:1603, relative to state buildings; to provide that the administration building at Southern University at Shreveport be renamed the Dr. Leonard C. Barnes Administration Building; and to provide for related matters.

**HOUSE BILL NO. 807—**

BY REPRESENTATIVES DURAND AND DAMICO  
AN ACT

To amend and reenact R.S. 30:2374(B)(1), relative to the Hazardous Materials Information Development, Preparedness and Response Act; extends period for collection of certain fees; and to provide for related matters.

**HOUSE BILL NO. 858—**

BY REPRESENTATIVES LANCASTER AND HUNTER  
AN ACT

To amend and reenact R.S. 42:1353, 1354, 1355(A), 1357(A)(1), 1359(A), and 1360, relative to the election of the employee member of the State Civil Service Commission; to provide procedures for such election; and to provide for related matters.

**HOUSE BILL NO. 943—**

BY REPRESENTATIVES FLAVIN, DOWNER, AND NEVERS  
AN ACT

To amend and reenact R.S. 9:3143(6), 3144(A)(2), and 3150 and to enact R.S. 9:3144(B)(19), relative to home warranties; to provide for definitions; to provide for certain warranties; to provide for exclusions; to provide relative to civil actions; and to provide for related matters.

**HOUSE BILL NO. 950—**

BY REPRESENTATIVE WINSTON  
AN ACT

To amend and reenact Children's Code Articles 896(D) and 900(A) and to enact Children's Code Article 898(C)(6), relative to the delinquency of juveniles; to provide with respect to the effective period of a deferred dispositional agreement, a judgment of disposition in a misdemeanor-grade adjudication, and a judgment of disposition in a felony-grade adjudication; to provide that these time periods may be extended for any juvenile participating or ordered to participate in a juvenile drug court program; and to provide for related matters.

**HOUSE BILL NO. 975—**

BY REPRESENTATIVE SCHNEIDER  
AN ACT

To enact R.S. 37:77.1, relative to accountants; to provide for the continued operation and certification of certain single-owner CPA firms for a certain period of time following such owner's death; and to provide for related matters.



**HOUSE BILL NO. 1053—**

BY REPRESENTATIVE LANCASTER  
AN ACT

To enact R.S. 42:6.1(A)(9) and R.S. 44:20, relative to tests prepared, administered, or scored by the office of the state examiner, municipal fire and police civil service; to provide that certain test-related information is confidential; to require certain presentations of such test-related information to occur in executive session; and to provide for related matters.

**HOUSE BILL NO. 1067—**

BY REPRESENTATIVE PINAC  
AN ACT

To amend and reenact R.S. 6:969.15(A)(introductory paragraph) and (1) and R.S. 9:3527(A)(introductory paragraph) and (1) and (C)(1) and to repeal R.S. 9:3527(C)(2), relative to consumer credit; to provide relative to delinquency charges in motor vehicle credit transactions and consumer credit transactions; to provide relative to written notices of delinquency charges; and to provide for related matters.

**HOUSE BILL NO. 1196—**

BY REPRESENTATIVE L. JACKSON  
AN ACT

To amend and reenact R.S. 25:380.52(C), relative to the Louisiana Delta Music Museum; to change the membership of the governing board of the museum; to change the terms of certain members; and to provide for related matters.

**HOUSE BILL NO. 1354—**

BY REPRESENTATIVES DOWNER, BRUNEAU, GALLOT, LANCASTER, MONTGOMERY, MURRAY, PITRE, SCALISE, JOHN SMITH, WADDELL, AND WALSWORTH

AN ACT

To amend and reenact R.S. 18:1307(C), relative to an application to vote absentee by mail; to provide for the application of a member of the United States Service or person who resides outside the United States to be valid through two subsequent federal general elections; to require the registrar to provide written reasons for rejecting the application of a United States Service member or other person residing outside the United States; and to provide for related matters.

**HOUSE BILL NO. 1523—**

BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 6:969.37(B) and R.S. 9:3512(4) and 3514(A), relative to Louisiana Motor Vehicle Sales Finance Act; to increase certain fees; to provide for regulation of certain transactions under the Act; and to provide for related matters.

**HOUSE BILL NO. 1539—**

BY REPRESENTATIVES PINAC, BRUCE, AND FRITH  
AN ACT

To amend and reenact R.S. 37:3393, 3394(B)(1)(b), (D), (G), and (I), 3395(A), 3396(C) through (F), 3397, 3398(A)(introductory paragraph), (1), and (6), (B), (C), and (D), 3400, 3401(A), (B), and (C)(2) and (3)(c), 3403, 3405, 3406(A), (B), and (D), 3407(A)(1), (2), and (5) and (B), 3408(A), (B), (C)(introductory paragraph) and (1), (D)(introductory paragraph), (1), and (2), and (F), 3409(A)(introductory paragraph) and (6) and (B) through (F), 3410, 3411, and 3413 and R.S. 48:443(A), to enact R.S. 37:3392(11) through (15), 3395(C) and (D), 3401(D), 3409(A)(8), (9), and (10), and to repeal R.S. 37:3392(5), (8), and (10), 3398(E), 3399, 3401(C)(1) and (3)(b), 3402, 3404, and 3406(C), relative to real estate appraisers; to provide for definitions; to provide for licensure of real estate appraiser trainees, residential certified real estate appraisers, and general certified real estate appraisers; to provide for the board and its powers and duties; to provide for applications and classes of licensure; to provide for examinations and education and experience requirements; to provide for license terms; to provide for nonresident licensees; to provide for renewals; to prohibit

licensure to certain entities; to provide for the principal place of business of a licensee; to provide for the use and display of licenses; to provide for fees and disciplinary proceedings; to provide relative to standards, documents to be retained, false information, and penalties; and to provide for related matters.

**HOUSE BILL NO. 1649—**

BY REPRESENTATIVE MARTINY  
AN ACT

To enact R.S. 44:11(D), relative to confidentiality of certain information in personnel records; to provide that certain information in the personnel records of a public employee or public official shall be confidential; and to provide for related matters.

**HOUSE BILL NO. 1691—**

BY REPRESENTATIVE HEBERT  
AN ACT

To enact Part V-A of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:191 through 200, and R.S. 22:1078 (B)(19) and (20), and to repeal Part V-B of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 22:201 through 210.1, relative to viatical settlements of life insurance; to provide for licenses; to provide for revocation and denial; to provide for contracts; to provide for privacy; to provide for examinations and investigations; to provide for disclosures; to provide for rules; to provide for prohibitions; to provide for advertising; to provide for fraud; to provide for legal proceedings; to provide for unfair trade practices; to provide for authority of the commissioner of insurance; to provide for fees; and to provide for related matters.

**HOUSE BILL NO. 1832—**

BY REPRESENTATIVE FAUCHEUX  
AN ACT

To enact R.S. 13:847(F), relative to fees clerks of court receive in criminal cases; to authorize a clerk of a district court in a parish with a population of between forty-two thousand eight hundred and forty-three thousand five hundred to receive an additional fee in expungement cases; to provide for use of the funds; and to provide for related matters.

**HOUSE BILL NO. 1841—**

BY REPRESENTATIVE FANNIN  
AN ACT

To amend and reenact R.S. 56:1685(C)(20), relative to Caney Creek Lake State Park; to rename the state park Jimmie Davis State Park; and to provide for related matters.

**HOUSE BILL NO. 1890—**

BY REPRESENTATIVE TOWNSEND  
AN ACT

To amend and reenact R.S. 17:1966, relative to extracurricular activities; to permit students attending the Louisiana School for Math, Science, and the Arts to be eligible to participate in extracurricular activities at certain state-approved nonpublic schools; and to provide for related matters.

**HOUSE BILL NO. 1899—**

BY REPRESENTATIVE DIEZ  
AN ACT

To amend and reenact R.S. 32:380(A) and to repeal R.S. 32:380(E), relative to the width of vehicles; to increase the width of certain vehicles allowed to travel on certain highways; to repeal provisions relative to reasonable access for vehicles or combinations of vehicles, in excess of certain widths, between the interstate system and other highways; and to provide for related matters.

June 4, 2003

**HOUSE BILL NO. 1903—**

BY REPRESENTATIVE MCVEA

AN ACT

To enact R.S. 38:2212(A)(1)(d)(ii), relative to letting public contracts; to provide for an exception for certain construction projects undertaken by public entities; to provide for an effective date; and to provide for related matters.

and asked that the President of the Senate affix his signature to the same.

Respectfully submitted,  
ALFRED W. SPEER

Clerk of the House of Representatives

The House Bills and Joint Resolutions contained herein were signed by the President of the Senate.

**Privilege Report of the Committee on  
Senate and Governmental Affairs**

**ENROLLMENTS**

Senator Ullo, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

June 4, 2003

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Concurrent Resolutions have been properly enrolled:

**SENATE CONCURRENT RESOLUTION NO. 79—**

BY SENATOR JOHNSON

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the feasibility of adding an additional lane in each direction along the portion of Interstate 10 in New Orleans East.

**SENATE CONCURRENT RESOLUTION NO. 83—**

BY SENATOR HOLDEN

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to place signs at the junction of Interstate 10 West and Interstate 110 North in the city of Baton Rouge that indicate "I-10 West - Texas - Houston".

**SENATE CONCURRENT RESOLUTION NO. 115—**

BY SENATOR HINES AND REPRESENTATIVE WALKER

A CONCURRENT RESOLUTION

To commend the Tunica-Biloxi Tribe of Louisiana for its many contributions to the state, its history and culture, and its people.

Respectfully submitted,  
CHRIS ULLO  
Chairman

The foregoing Senate Concurrent Resolutions were signed by the President of the Senate.

**Privilege Report of the Committee on  
Senate and Governmental Affairs**

**ENROLLMENTS**

Senator Ullo, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

June 4, 2003

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Bills have been properly enrolled:

**SENATE BILL NO. 38—**

BY SENATORS IRONS, BARHAM, BOISSIERE, CAIN, CRAVINS, DARDENNE, DUPRE, GAUTREUX, HOLDEN, HOLLIS, MICHOT, MOUNT, THEUNISSEN, ULLO AND HOYT AND REPRESENTATIVES E. ALEXANDER, BALDONE, BRUCE, K. CARTER, CRANE, CROWE, ERDEY, FAUCHEUX, FLAVIN, GALLOT, HUDSON, HUTTER, L. JACKSON, KATZ, LEBLANC, MURRAY, ODINET, PEYCHAUD, POWELL, QUEZAIRE, SCHNEIDER, JACK SMITH, TOWNSEND, WELCH, BAUDOIN, M. JACKSON, HONEY, NEVERS AND JANE SMITH

AN ACT

To amend and reenact R.S. 17:274(B), relative to required courses of study; to require the free enterprise curriculum to include instruction in personal finance beginning with the 2004-2005 school year; and to provide for related matters.

**SENATE BILL NO. 83—**

BY SENATOR THEUNISSEN

AN ACT

To enact R.S. 49:191(14) and to repeal R.S. 49:191(12)(c), relative to the Department of Education, including provisions to provide for the re-creation of the Department of Education and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

**SENATE BILL NO. 116—**

BY SENATOR DARDENNE

AN ACT

To enact R.S. 40:2155(B)(8) and (9), relative to adult residential care homes; to provide for resident support during times of emergency and natural disasters; and to provide for related matters.

**SENATE BILL NO. 788 (Duplicate of House Bill No. 1332)—**

BY SENATOR MICHOT AND REPRESENTATIVE CAZAYOUX

AN ACT

To amend and reenact R.S. 23:1221(4)(s)(v), relative to workers' compensation, to provide for the extension of the catastrophic injury sunset provision; and to provide for related matters.

**SENATE BILL NO. 800—**

BY SENATOR BAJOE AND REPRESENTATIVE PEYCHAUD

AN ACT

To amend and reenact R.S. 33:4720.27, 4720.29(A), 4720.30(A), and 4720.32, relative to post-adjudication donation of abandoned or blighted property; to provide for the redemptive period for post-adjudicated donations of abandoned or blighted property; to provide that after a post-adjudication donation of abandoned or blighted property the tax debtor shall not have a right of redemption; and to provide for related matters.

Respectfully submitted,  
CHRIS ULLO  
Chairman

The foregoing Senate Bills were signed by the President of the Senate.

**Leaves of Absence**

The following leaves of absence were asked for and granted:

Bean                    1 Day

**Adjournment**

Senator Lambert moved that the Senate adjourn until Thursday, June 5, 2003, at 1:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 1:00 o'clock P.M. on Thursday, June 5, 2003.

MICHAEL S. BAER, III  
Secretary of the Senate

GAYE F. HAMILTON  
Journal Clerk